UNITED STATES OF AMERICA

Congressional Record

DAILY DIGEST OF THE *104th* CONGRESS
FIRST SESSION

VOLUME 141—PART 28

GENERAL SERVICES ADMINISTRATION
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UNITED STATES GOVERNMENT PRINTING OFFICE, WASHINGTON, 1995

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Daily Digest

Wednesday, January 4, 1995

Senate

Chamber Action

Routine Proceedings, pages 1–438

Measures Introduced: One hundred forty-nine bills and thirty-eight resolutions were introduced, as follows: S. 1–149, S.J. Res. 1–12, S. Res. 1–25, and S. Con. Res. 1.

Page 48

Reports of a Committee: Pursuant to the order of the Senate of December 1, 1994, the following reports were filed:

Report on the Inquiry into the U.S. Park Police Investigation of the Death of White House Deputy Counsel Vincent W. Foster, Jr. (S. Rept. No. 103–433, Vol. I)

Report on the Communications Between Officials of the White House and the U.S. Department of the Treasury on the Resolution Trust Corporation. (S. Rept. No. 103–433, Vol. II)

Page 48

Administration of Oath of Office: The Senators-elect were administered the oath of office by the Vice President.

Page 4

Measures Passed:

Notification to the President: Senate agreed to S. Res. 1, providing that a committee consisting of two Senators be appointed by the Vice President to join such committee as may be appointed by the House of Representatives to inform the President of the United States that a quorum of each House is assembled. Subsequently, Senators Dole and Daschle were appointed by the Vice President.

Page 6

Notification to the House of Representatives: Senate agreed to S. Res. 2, informing the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

Page 6

Hour of Daily Meeting: Senate agreed to S. Res. 3, fixing the hour of daily meeting of the Senate at 12 o'clock meridian, unless otherwise provided.

Page 6

Electing President pro tempore: Senate agreed to S. Res. 4, electing the Honorable Strom Thurmond, of South Carolina, as President pro tempore of the Senate.

Page 6

Notifying President of the Election of President pro tempore: Senate agreed to S. Res. 5, notifying the President of the United States of the election of Senator Thurmond as President pro tempore of the Senate.

Page 6

Election of Secretary of the Senate: Senate agreed to S. Res. 6, electing Sheila Burke as Secretary of the Senate.

Page 6

Election of Sergeant at Arms and Doorkeeper of the Senate: Senate agreed to S. Res. 7, electing Howard O. Green, Jr., as the Sergeant at Arms and Doorkeeper of the Senate.

Page 6

Election of Secretary for the Majority: Senate agreed to S. Res. 8, electing Elizabeth B. Greene as the Secretary for the Majority.

Page 6

Notification to the President: Senate agreed to S. Res. 9, notifying the President of the United States of the election of a Secretary of the Senate.

Page 6

Election of Secretary for the Minority: Senate agreed to S. Res. 10, electing C. Abbott Saffold as the Secretary for the Minority.

Page 7

Notification to the House: Senate agreed to S. Res. 11, notifying the House of Representatives of the election of Senator Thurmond as President pro tempore of the Senate.

Page 7

Notification to the House: Senate agreed to S. Res. 12, notifying the House of Representatives of the election of a Secretary of the Senate.

Page 7

Amending Senate Rules: Senate agreed to S. Res. 13, amending Rule XXV of the Standing Rules of the Senate.

Page 7

Majority Committee Appointments: Senate agreed to S. Res. 15, making majority party appointments to certain Senate committees for the 104th Congress.

Page 8

Minority Committee Appointments: Senate agreed to S. Res. 16, making minority party appointments to Senate committees under paragraph 2 of Rule XXV for the One Hundred and Fourth Congress.

Pages 8, 45

Subsequently, the resolution was modified.

Page 45

Amending Senate Rules: Senate agreed to S. Res. 17, to amend paragraph 4 of Rule XXV of the Standing Rules of the Senate.

Pages 8, 46

Subsequently, the resolution was modified.

Page 45

Reappointment of Senate Legal Counsel: Senate agreed to S. Res. 18, relating to the reappointment of Michael Davidson as Senate Legal Counsel.

Page 10

Majority Committee Appointments: Senate agreed to S. Res. 20, making majority party appointments to certain Senate committees for the 104th Congress.

Page 10

Displaced Staff Member: Senate agreed to S. Res. 25, relating to section 6 of S. Res. 458 of the 98th Congress.

Page 45

Amending Senate Rules: Senate began consideration of S. Res. 14, amending paragraph 2 of the Rule XXV of the Standing Rules of the Senate.

Page 30

Pending:

Harking Amendment No. 1, amend the Standing Rules of the Senate to permit cloture to be invoked by a decreasing majority vote of Senators down to a majority of all Senators duly chosen and sworn.

Page 30

A unanimous-consent time agreement was reached providing for further consideration of the pending amendment on Thursday, January 5, with a vote on a motion to table the amendment to occur thereon.

Page 45

Senate will continue consideration of the resolution on Thursday, January 5.

Measure Indefinitely Postponed:

Committee Funding: Senate indefinitely postponed further consideration of S. Res. 19, to express the sense of the Senate that the Committee on Rules and Administration when it reports the committee funding resolution for 1995–96 it should reduce funding for committees by 15% from the level provided for 1993–94.

Pages 10, 46

Unanimous-Consent Agreements:

Select Committee on Ethics: Senate agreed that, for the duration of the 104th Congress, the Select Committee on Ethics be authorized to meet during the session of the Senate.

Page 9

Time for Rollcall Votes: Senate agreed that, for the duration of the 104th Congress, there be a limitation of 15 minutes each upon any rollcall vote, with the warning signal to be sounded at the midway point, beginning at the last 7½ minutes, and when rollcoll votes are of 10 minutes' duration, the warning signal be sounded at the beginning of the last 7½ minutes.

Page 9

Authority to Receive Reports: Senate agreed that, during the 104th Congress, it be in order for the Secretary of the Senate to receive reports at the desk when presented by a Senator at any time during the day of the session of the Senate.

Page 9

Recognition of Leadership: Senate agreed that the majority and minority leaders may daily have up to 10 minutes on each calendar day following the prayer and disposition of the reading, or the approval of, the Journal.

Page 10

House Parliamentarian Floor Privileges: Senate agreed that the Parliamentarian of the House of Representatives and his three assistants be given the privilege of the floor during the 104th Congress.

Page 10

Printing of Conference Reports: Senate agreed that, notwithstanding the provisions of Rule XXVIII, conference reports and statements accompanying them not be printed as Senate reports when such conference reports and statements have been printed as a House report unless specific request is made in the Senate in each instance to have such a report printed.

Page 10

Authority for Appropriations Committee: Senate agreed that the Committee on Appropriations be authorized during the 104th Congress to file reports during adjournments or recesses of the Senate on appropriation bills, including joint resolutions, together with any accompanying notices of motions to suspend Rule XVI, pursuant to Rule V, for the purpose of offering certain amendments to such bills or joint resolutions, which proposed amendment shall be printed.

Page 10

Authority for Corrections in Engrossment: Senate agreed that, for the duration of the 104th Congress, the Secretary of the Senate be authorized to make technical and clerical corrections in the engrossment of all Senate-passed bills and resolutions, Senate amendments to House bills and resolutions, Senate amendments to House amendments to Senate bills and resolutions, and Senate amendments to House amendments to Senate amendments to House bills or resolutions.

Page 10

Authority to Receive Messages and Sign Enrolled Measures: Senate agreed that, for the duration of the 104th Congress, when the Senate is in recess or adjournment, the Secretary of the Senate be authorized to receive messages from the President of the United States and—with the exception of House bills, joint resolutions, and concurrent resolutions-messages from the House of Representatives, that they be appropriately referred, and that the President of the Senate, the President pro tempore, and the Acting President pro tempore be authorized to sign duly enrolled bills and joint resolutions.

Page 10

Privileges of the Floor: Senate agreed that, for the duration of the 104th Congress, Senators be allowed to leave at the desk with the Journal Clerk the names of two staff members who will be granted the privilege of the floor during the consideration of the specific matter noted, an that the Sergeant-at-Arms be instructed to rotate such staff members as space allows.

Page 10

Referral of Treaties and Nominations: Senate agreed that for the duration of the 104th Congress, it be in order to refer treaties and nominations on the day when they are received from the President, even when the Senate has no executive session that day.

Page 10

Appointments:

Commission on the Roles and Capabilities of the U.S. Intelligence Community: The Chair announced the following appointment made by the Republican Leader, Senator Dole, During the sine die adjournment: Pursuant to provisions of Public Law 103–359, the appointment of Senator Warner and David H. Dewhurst, of Texas, as members of the Commission on the Roles and Capabilities of the United States Intelligence Community.

Page 46

National Bankruptcy Review Commission: The Chair announced the following appointment made by the President pro tempore, Senator Byrd, during the sine die adjournment: Pursuant to provisions of Public Law 103–394, and upon the recommendation of the Republican Leader, the appointment of James I. Shepard, of California, as a member of the National Bankruptcy Review Commission.

Page 46

Commission on Protecting and Reducing Government Secrecy: The Chair announced the following appointment made by the Democratic Leader, Senator Mitchell, during the sine die adjournment: Pursuant to provisions of Public Law 103–236, the appointment of Senator Moynihan and Samuel P. Huntington, of New York, as members of the Commission on Protecting and Reducing Government Secrecy.

Page 46

John C. Stennis Center for Public Training and Development: The Chair announced the following appointment made by the Democratic Leader, Senator Mitchell, during the sine die adjournment: Pursuant to provisions of Public Law 100–458, Sec. 114(b)(1)(2), the reappointment of William Winter to a six-year term on the Board of Trustees of the John C. Stennis Center for Public Training and Development, effective Oct. 11, 1994.

Page 46

Nominations Received: Senate received the following nominations:

Robert E. Rubin, of New York, to be Secretary of the Treasury.

Robert E. Rubin, of New York, to be United States Governor of the International Monetary Fund for a term of five years; United States Governor of the International Bank for Reconstruction and Development for a term of five years; United States Governor of the Inter-American Development Bank for a term of five years; United States Governor of the African Development Bank for a term of five years; United States Governor of the Asian Development Bank; United States Governor of the African Development Fund; United States Governor of the European Bank for Reconstruction and Development.

Ronna Lee Beck, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Linda Kay Davis, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Eric T. Washington, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

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Messages From the House: **Page 46**

Communications: **Page 46**

Petitions: **Page 46**

Statements on Introduced Bills: **Page 53**

Amendments Submitted: **Page 434**

Notices of Hearings: **Page 435**

Additional Statements: **Page 437**

Quorum Calls: One quorum call was taken today. (Total—1)

Page 438

Adjournment: Senate convened at 12 noon, and recessed at 9:10 p.m., until 10 a.m., on Thursday, January 5, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 438.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Eleven public bills, H.R. 1–11, and twenty resolutions, H.J. Res. 1–5, H. Con. Res. 1, and H. Res. 1–14, were introduced.

Page 563

Reports Filed: The following reports were filed subsequent to the sine die adjournment of the One Hundred Third Congress:

Report entitled "Activities of the Committee on Education and Labor During the 103d Congress" (H. Rept. 103–872, filed on December 13, 1994);

Report entitled "Summary of Activities of the Committee on Standards of Official Conduct During the 103d Congress" (H. Rept. 103–873, filed on December 13, 1994);

Report entitled "Activities and Summary Report of the Committee on the Budget During the 103d Congress" (H. Rept. 103–874, filed on December 19, 1994);

Report entitled "Legislative Review Activity During the 103d Congress of the Committee on Ways and Means" (H. Rept. 103–875, filed on December 20, 1994);

Report entitled "Activities of the Committee on Post Office and Civil Service for the 103d Congress" (H. Rept. 103–876, filed on December 20, 1994);

Report entitled "Summary of Legislative Activities of the Committee on Public Works and Transportation, One Hundred Third Congress" (H. Rept. 103–877, filed on December 22, 1994);

Report entitled "Activities Report of the Committee on Veterans' Affairs, House of Representatives, 103d Congress" (H. Rept. 103–878, filed on December 23, 1994);

Report entitled "Activities of the Permanent Select Committee on Intelligence During the 103d Congress" (H. Rept. 103–879, filed on December 23, 1994);

Report entitled "Legislative Review Activities of the Committee on Foreign Affairs During the 103d Congress" (H. Rept. 103–880, filed on December 29, 1994);

Report entitled "Activities of the Committee on Armed Services for the 103d Congress" (H. Rept. 103–881, filed on December 29, 1994);

Report entitled "Activity of the Committee on Energy and Commerce for the 103d Congress" (H. Rept. 103–882, filed on January 2);

Report entitled "Activities of the Committee on the Judiciary During the 103d Congress" (H. Rept. 103–883, filed on January 2);

Report entitled "Activities of the House Committee on Government Operations During the 103d Congress" (H. Rept. 103–884, filed on January 2);

Report entitled "Activities of the Committee on Small Business During the 103d Congress" (H. Rept. 103–885, filed on January 2);

Report entitled "Activities of the Committee on Agriculture During the 103d Congress" (H. Rept. 103–886, filed on January 2);

Report entitled "Final Report on the Activities of the Merchant Marine and Fisheries Committee, 103d Congress" (H. Rept. 103–887, filed on January 2);

Report entitled "Summary of Activities of the Committee on Science, Space, and Technology for the 103d Congress" (H. Rept. 103–888, filed on January 2); and

Report entitled "Report on the Activities of the Committee on Appropriations During the 103d Congress (H. Rept. 103–889, filed on January 2).

Page 562

Election of Speaker: By a yea-and-nay vote of 228 yeas to 202 nays, with 4 voting "present", Roll No. 2, Newt Gingrich of the State of Georgia was elected Speaker of the House of Representatives over Richard A. Gephardt of the State of Missouri. Representatives Thomas of California, Fazio, Roukema, and Schroeder acted as tellers. The Speaker was escorted to the Chair by Representatives Gephardt, Armey, DeLay, Bonior, Boehner, Fazio, Collins of Georgia, Lewis of Georgia, Bishop, Deal, Kingston, Linder, McKinney, Barr, Chambliss, and Norwood.

Page 441

Representative Dingell administered the oath of office to the Speaker, who subsequently administered the oath to Members-elect present en bloc.

Page 446

Party Leaders: It was announced that Representatives Armey and Gephardt had been elected majority and minority leaders, respectively, and that Representatives DeLay and Bonior had been appointed majority and minority whips, respectively.

Page 446

House Officers: House agreed to H. Res. 1, electing the following officers of the House of Representatives: Robin H. Carle, Clerk; Wilson S. Livingood, Sergeant at Arms; Scott M. Faulkner, Chief Administrative Officer; and Reverend James David Ford, Chaplain.

Page 447

On division of the question, rejected an amendment that sought to name certain minority employees to the positions of Clerk, Sergeant at Arms, and Chief Administrative Officer.

Page 447

Notify Senate: House agreed to H. Res. 2, to inform the Senate that a quorum of the House had assembled and had elected Newt Gingrich, a Representative from the State of Georgia, Speaker; and Robin H. Carle, a citizen of the Commonwealth of Virginia, Clerk of the House of Representatives.

Page 447

Notify President: House agreed to H. Res. 3, authorizing the Speaker to appoint a committee of two members to join with a like committee of the Senate to notify the President that a quorum of each House has assembled and

that the Congress is ready to receive any communication that he may be pleased to make. Subsequently, the Speaker appointed Representatives Armey and Gephardt to the committee.
Page 447

Inform President: House agreed to H. Res. 4, authorizing the Clerk of the House to inform the President that the House of Representatives had elected Newt Gingrich, a Representative from the State of Georgia, Speaker; and Robin H. Carle, a citizen of the Commonwealth of Virginia, Clerk of the House of Representatives.
Page 447

House Rules: House agreed to H. Res. 6, adopting the Rules of the House of Representatives for the One Hundred Fourth Congress.
Page 462

By a yea-and-nay vote of 416 yeas to 12 nays, Roll No. 6, the House agreed to section 101 of the resolution regarding committees, subcommittees, and staff reforms;
Page 488

By a yea-and-nay vote of 421 yeas to 6 nays, Roll No. 7, the House agreed to section 102 of the resolution regarding truth-in-budgeting baseline reform;
Page 491

By a yea-and-nay vote of 355 yeas to 74 nays, with 1 voting "present", Roll No. 8, the House agreed to section 103 of the resolution regarding term limits for the Speaker, committee and subcommittee chairmen;
Page 495

By a yea-and-nay vote of 418 yeas to 13 nays, Roll No. 9, the House agreed to section 104 of the resolution regarding a ban on proxy votes in any committee or subcommittee;
Page 498

By a yea-and-nay vote of 431 yeas, Roll No. 10, the House agreed to section 105 of the resolution regarding sunshine rules concerning committee meetings;
Page 502

By a yea-and-nay vote of 279 yeas to 152 nays, Roll No. 11, the House agreed to section 106 of the resolution regarding limitations on tax increases;
Page 511

By a yea-and-nay vote of 430 yeas to 1 nay, Roll No. 12, the House agreed to section 107 of the resolution regarding a comprehensive House audit; and
Page 516

By a yea-and-nay vote of 249 yeas to 178 nays, Roll No. 13, the House agreed to section 108 of the resolution providing that the Majority Leader and Minority Leader, or their designees, be authorized to call up for consideration on January 4, 1995 (or thereafter) H.R. 1, the "Congressional Accountability Act of 1995", subject to one hour of debate, equally divided between the Majority Leader and Minority Leader, or their designees, and subject to one motion to recommit by the minority, which could include amendments; and
Page 520

House agreed to title II of the resolution which provided for House administrative reforms; changes in the committee system; oversight reform; Member assignment limit; multiple bill referral reform; accuracy of committee transcripts; elimination of "rolling quorums"; prohibition on committees sitting during House consideration of amendments; accountability for committee votes; affirmation of minority's rights on motions to recommit; waiver policy for special rules; prohibition on delegate voting in Committee of the Whole; accuracy of the CONGRESSIONAL RECORD; automatic rollcall votes; appropriations reforms; ban on commemoratives; numerical designation of amendments submitted for the CONGRESSIONAL RECORD; requirement for the Pledge of Allegiance as the third order of business each day; publication of signators of discharge petitions; protection of classified materials; structure of the Permanent Select Committee on Intelligence; abolition of legislative service organizations; and miscellaneous provisions and clerical corrections.
Page 521

Rejected the Bonior motion to commit title II to a select committee composed of the Majority Leader and the Minority Leader with instructions to report back the same to the House forthwith containing an amendment that changes from three to four years the Speaker term limits; contains language regarding majority-minority committee staff ratios on committees; language regarding the striking of waivers from budget resolutions; language regarding a ban on gifts from lobbyists; language regarding certain limitations on income from royalties received by any Members, officer, or employee of the House; and language amending existing rules creating the position of Director of Non-Legislative and Financial Services (rejected by a recorded vote of 201 ayes to 227 noes, Roll No. 14).
Page 526

H. Res. 5, the rule which provided for the consideration of the resolution, was agreed to earlier by a yea-and-nay vote of 251 yeas to 181 nays, Roll No. 5. Agreed to order the previous question on the resolution by a yea-and-nay vote of 232 yeas to 199 nays, Roll No. 3.
Pages 448, 461

Earlier, objection was heard to a unanimous consent request to consider the resolution. Rejected the Bonior motion to commit H. Res. 5 to the Committee on Rules with instructions (rejected by a yea-and-nay vote of 196 yeas to 235 nays, Roll No. 4).
Page 457

Congressional Accountability Act: By a yea-and-nay vote of 429 yeas, Roll No. 15, the House passed H.R. 1, to make certain laws applicable to the legislative branch of the Federal Government.
Page 530

Legislative Program: The Majority Leader announced the legislative program for the week of January 9. Agreed that the House will adjourn from Thursday to Monday; and adjourn from Monday, January 9 until Wednesday, January 11; and adjourn from Wednesday, January 11, until Friday, January 13.

Page 545

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, January 11.

Page 546

Minority Employees: House agreed to H. Res. 7, providing for the designation of certain minority employees.

Page 547

Meeting Hour 104th Congress: House agreed to H. Res. 8, fixing the daily hour of meeting for the 104th Congress.

Page 547

Steering and Policy Committees Funding: House agreed to H. Res. 9, providing amounts for the Republican Steering Committee and the Democratic Policy Committee.

Page 547

Employee Position Transfers: House agreed to H. Res. 10, providing for the transfer of two employee positions.

Page 548

Sacrifice and Courage of Warrant Officers Hilemon and Hall: House agreed to H. Con. Res. 1, recognizing the sacrifice and courage of Army Warrant Officers David Hilemon and Bobby W. Hall II, whose helicopter was shot down over North Korea on December 17, 1994.

Page 548

Committee Elections: House agreed to the following resolutions to designate committee memberships:

H. Res. 11, designating majority membership on certain standing committees of the House;

H. Res. 12, designating minority membership on certain standing committees of the House; and

H. Res. 13, electing Representative Bernard Sanders to standing committees of the House.

Page 549

House of Representatives Page Board: Pursuant to section 127 of Public Law 97–377, the Speaker appointed as members of the House of Representatives Page Board the following Members: Representatives Emerson and Kolbe.

Page 550

House Office Building Commission: Pursuant to the provisions of 40 United States Code, sections 175 and 176, the Speaker appointed Representative Armey as a member of the House Office Building Commission, to serve with himself and Representative Gephardt.

Page 550

Select Committee on Intelligence: Pursuant to clause 1 of rule 48 and clause 6(f) of rule 10, the Speaker appoints as members of the Permanent Select Committee on Intelligence the following Members: Representatives Combest, Chairman, Dornan, Young of Florida, Hansen, Lewis of California, Goss, Shuster, McCollum, Castle, Dicks, Richardson, Dixon, Torricelli, Coleman, Pelosi, and Laughlin.

Page 551

Morning Hour Debate: It was made in order that the House may convene 90 minutes earlier than the time otherwise established by order of the House on Mondays and Tuesday of each week solely for the purpose of conducting "morning hour" debates under certain conditions.

Page 547

Clerk's Authorization: Read a letter from the Clerk of the House wherein, under clause 4 of Rule III of the Rules of the House of Representatives, she designates Ms. Linda Nave, Deputy Clerk, to sign any and all papers and do all other acts under the name of the Clerk of the House which she would be authorized to do by virtue of such designation, except as provided by statute, in case of the Clerk's temporary absence or disability.

Page 553

Senate Messages: Message received from the Senate today appears on page 461.

Quorum Calls—Votes: One quorum call (Roll No. 1), thirteen yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 439, 440, 457, 460, 488, 491, 495, 498, 502, 511, 516, 520, 529, 544.

Adjournment: Met at noon and adjourned 2:24 a.m. on Thursday, January 5.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, January 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 638–758

Measures Introduced: Twenty-two bills and six resolutions were introduced as follows: S. 150–171, S.J. Res. 13, and S. Res. 26–30.

Page 689

Measures Passed:

Amending Senate Rules/Committee Ratio: Senate agreed to S. Res. 14, amending paragraph 2 of Rule XXV of the Standing Rules of the Senate, after taking action on the following amendment proposed thereto:

Page 639

Rejected:

Harkin Amendment No. 1, to amend the Standing Rules of the Senate to permit cloture to be invoked by a decreasing majority vote of Senators down to a majority of all Senators duly chosen and sworn. (By 76 yeas to 19 nays (Vote No. 1), Senate tabled the amendment.)

Page 639

Majority Committee Appointments: Senate agreed to S. Res. 26, making majority party appointments to the Governmental Affairs Committee for the 104th Congress.

Page 638

Majority Committee Appointments: Senate agreed to S. Res. 27, amending Rule XXV of the Standing Rules of the Senate.

Page 648

Committee Funding: Senate agreed to S. Res. 28, to increase the portion of funds available to the Committee on Rules and Administration for hiring consultants.

Page 736

Amending Senate Rules: Senate agreed to S. Res. 29, amending Rule XXV of the Standing Rules of the Senate.

Page 736

Majority Committee Appointments: Senate agreed to S. Res. 30, making majority party appointments to certain Standing Committees for the 104th Congress.

Page 736

Congressional Accountability Act: Senate began consideration of S. 2, to make certain laws applicable to the legislative branch of the Federal Government, taking action of amendments proposed thereto, as follows:

Pages 648, 679, 687

Rejected:

Levin Amendment No. 3, to provide for the reform of the disclosure of lobbying activities intended to influence the Federal Government and for gift reform. (By 52 yeas to 39 nays (Vote No. 2), Senate tabled the amendment.)

Pages 669, 679

Pending:

Ford/Feingold Amendment No. 4, to prohibit the personal use of accrued frequent flyer miles by Members and employees of the Congress.

Pages 686, 737

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendment pending thereto, on Friday, January 6.

Page 737

Appointments:

Office of Senate Fair Employment Practices: The Chair, on behalf of the President pro tempore, pursuant to provisions of Public Law 102–166, and upon the recommendation of the Majority Leader, in consultation with the Minority Leader, appointed Dr. Harriett G. Jenkins as Director of the Office of Senate Fair Employment Practices.

Page 664

Nominations Received: Senate received the following nominations:

Yerker Andersson, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Robert Clarke Brown, of New York, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term of six years.

Robert G. Breunig, of Arizona, to be a Member of the National Museum Services Board for a term expiring December 6, 1998. (Reappointment)

Howard W. Cannon, of Nevada, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring March 3, 1998. (Reappointment)

Kinshasha Holman Conwill, of New York, to be a Member of the National Museum Services Board for a term expiring December 6, 1997.

John A. Gannon, of Ohio, to be a Member of the National Council on Disability for a term expiring September 17, 1995. (Reappointment)

E. Gordon Gee, of Ohio, to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation for a term expiring December 10, 1999.

Peggy Goldwater-Clay, of California, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring June 5, 2000.

Sanford D. Greenberg, of the District of Columbia, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Kenneth Byron Hipp, of Hawaii, to be a Member of the National Mediation Board for a term expiring July 1, 1997.

Charles Hummel, of Delaware, to be a Member of the National Museum Services Board for a term expiring December 6, 1999.

Ayse Manyas Kenmore, of Florida, to be a Member of the National Museum Services Board for the remainder of the term expiring December 6, 1995.

Jerome F. Kever, of Illinois, to be a Member of the Railroad Retirement Board for a term expiring August 28, 1998. (Reappointment)

Nancy Marsiglia, of Louisiana, to be a Member of the National Museum Services Board for a term expiring December 6, 1998.

Marciene S. Mattleman, of Pennsylvania, to be a Member of the National Institute for Literacy Advisory Board for the remainder of the term expiring October 12, 1995.

Audrey L. McCrimon, of Illinois, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Eve L. Menger, of New York, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Claudia Mitchell-Kernan, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Diana S. Natalicio, of Texas, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Lilliam Rangel Pollo, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Lieutenant General William W. Quinn, United States Army, Retired, of Maryland, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring October 13, 1999. (Reappointment)

Debra Robinson, of Pennsylvania, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Arthur Rosenblatt, of New York, to be a Member of the National Museum Services Board for a term expiring December 6, 1997.

Lynda Hare Scribante, of Nebraska, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring October 13, 1999.

Niranjan Shamalbhai Shah, of Illinois, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring August 11, 1998.

Robert M. Solow, of Massachusetts, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Virgil M. Speakman, of Ohio, to be a Member of the Railroad Retirement Board, for a term expiring August 28, 1999. (Reappointment)

Joseph E. Stevens, Jr., of Missouri, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1997.

Ruth Y. Tamura, of Hawaii, to be a Member of the National Museum Services Board for a term expiring December 6, 1996.

Lynne C. Waihee, of Hawaii, to be a Member of the National Institute for Literacy Advisory Board for a term of three years. (New Position)

Warren M. Washington, of Colorado, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

John A. White, Jr., of Georgia, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Townsend Wolfe, of Arkansas, to be a Member of the National Museum Services Board for a term expiring December 6, 1995.

Steven L. Zinter, of South Dakota, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1997.

John Challinor, of the District of Columbia, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1999.

Phillip Frost, of Florida, to be a Member of the National Museum Services Board for a term expiring December 6, 1996.

Terrence B. Adamson, of the District of Columbia, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997. (Reappointment)

Calton Windley Bland, of North Carolina, to be United States Marshal for the Eastern District of North Carolina for a term of four years.

Juan Abran DeHerrera, of Wyoming, to be United States Marshal for the District of Wyoming for the term of four years.

Rose Ochi, of California, to be an Associate Director for National Drug Control Policy.

Joe Bradley Pigott, of Mississippi, to be United States Attorney for the Southern District of Mississippi for the term of four years.

Martin James Burke, of New York, to be United States Marshal for the Southern District of New York for the term of four years.

J. Don Foster, of Alabama, to be United States Attorney for the Southern District of Alabama for the term of four years.

George K. McKinney, of Maryland, to be United States Marshal for the District of Maryland for the term of four years.

Janie L. Shores, of Alabama, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997.

Martin Neil Baily, of Maryland, to be a Member of the Council of Economic Advisers.

Steve M. Hays, of Tennessee, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 1997.

Norwood J. Jackson, Jr., of Virginia, to be Inspector General, Federal Deposit Insurance Corporation. (New Position)

Charles L. Marinaccio, of the District of Columbia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1996.

Bruce A. Morrison, of Connecticut, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2000.

J. Timothy O'Neill, of Virginia, to be a Director of the Federal Housing Finance Board for the remainder of the term expiring February 27, 1997, vice Marilyn R. Seymann, resigned.

Deborah Dudley Branson, of Texas, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1996.

Albert James Dwoskin, of Virginia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1995.

Tony Scallon, of Minnesota, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Sheila Anne Smith, of Illinois, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Herschelle Challenor, of Georgia, to be a Member of the National Security Education Board for a term of four years.

Sheila Cheston, of the District of Columbia, to be General Counsel of the Department of the Air Force.

Eleanor Hill, of Virginia, to be Inspector General, Department of Defense.

Vincent Reed Ryan, Jr., of Texas, to be a Member of the Board of Directors of the Panama Canal Commission.

Stanley K. Sheinbaum, of California, to be a Member of the National Security Education Board for a term of four years.

G. Edward DeSeve, of Pennsylvania, to be Controller, Office of Federal Financial Management, Office of Management and Budget.

Robert F. Drinan, of Massachusetts, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years. (New Position)

Susan Hayase, of California, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years. (New Position)

Cherry T. Kinoshita, of Washington, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years. (New Position)

Elsa H. Kudo, of Hawaii, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years. (New Position)

Yeiichi Kuwayama, of the District of Columbia, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years. (New Position)

Dale Minami, of California, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years. (New Position)

Don T. Nakanishi, of California, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years. (New Position)

Denis J. Hauptly, of Minnesota, to be Chairman of the Special Panel on Appeals for a term of six years.

Dennis M. Duffy, of Pennsylvania, to be an Assistant Secretary of Veterans Affairs (Policy and Planning).

Jay C. Ehle, of Ohio, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Charles T. Manatt, of the District of Columbia, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1997.

Thomas Hill Moore, of Florida, to be a Commissioner of the Consumer Products Safety Commission for the remainder of the term expiring October 26, 1996.

Robert Pitofsky, of Maryland, to be Federal Trade Commissioner for the term of seven years from September 26, 1994.

Robert Talcott Francis, of Massachusetts, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1999.

William L. Wilson, of Minnesota, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Maurice B. Foley, of California, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

Juan F. Vasquez, of Texas, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

Shirley Sears Chater, of Texas, to be Commissioner of Social Security for the term expiring January 19, 2001. (New Position)

Shirley Ann Jackson, of New Jersey, to be a Member of the Nuclear Regulatory Commission for a term of five years expiring June 30, 1999.

Robert M. Sussman, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission for a term of five years expiring June 30, 1998.

Dan M. Berkovitz, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission for the term expiring June 30, 2000.

Kathleen A. McGinty, of Pennsylvania, to be a Member of the Council on Environmental Quality.

Catherine Baker Stetson, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2000.

Eugene Branstool, of Ohio, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Wilma A. Lewis, of the District of Columbia, to be Inspector General, Department of the Interior. **Page 737**

Measures Placed on Calendar: **Page 688**

Measures Read First Time: **Page 688**

Statements on Introduced Bills: **Pages 690, 719**

Additional Cosponsors: **Page 721**

Amendments Submitted: **Page 722**

Authority for Committees: **Page 726**

Additional Statements: **Page 726**

Record Votes: Two record votes were taken today. (Total–2) **Pages 647, 686**

Recess: Senate convened at 10 a.m., and recessed at 7:49 p.m., until 9:15 a.m., on Friday, January 6, 1995. (For

Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 737.)

Committee Meetings

SECURITIES MARKETS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine issues involving municipal, corporate and individual investors in derivative products and the use of highly leveraged investment strategies, receiving testimony from Frank N. Newman, Acting Secretary of the Treasury; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Arthur Levitt, Chairman, Securities and Exchange Commission; and Mary L. Schapiro, Chairman, Commodity Futures Trading Commission.

Hearings continue tomorrow.

UNFUNDED FEDERAL MANDATES

Committee on the Budget/Committee on Governmental Affairs: Committees concluded joint hearings on S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments, to strengthen the partnership between the Federal Government and State, local and tribal governments, to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities, and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, after receiving testimony from Senator Kempthorne; Representative Portman; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Justin Dart, former Chairman, President's Committee on Employment of People with Disabilities; Ohio Governor George V. Voinovich, on behalf of the National Governors' Association, and Ohio State Representative Jane Campbell, on behalf of the National Conference of State Legislatures, both of Columbus; Mayor Edward Rendell, Philadelphia, Pennsylvania; Commissioner Randall Franke, Marion County, Oregon, on behalf of the National Association of Counties; Carolyn Long-Banks, Atlanta, Georgia, on behalf of the National League of Cities; Boyd W. Boehlje, Des Moines, Iowa, on behalf of the National School Board Association; and Nancy A. Donaldson, Service Employees International Union, Washington, D.C.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Committee concluded hearings on S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, after receiving testimony from Senators Thurmond, Simon, Craig, Cohen, Kyl, Snowe, Heflin, and Feinstein; former Senator Tsongas; Alice M. Rivlin, Director, Office of Management and Budget; Walter Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Griffin B. Bell and William P. Barr, both former United States Attorney Generals; Robert J. Myers, former Chief Actuary, Social Security Administration; former Connecticut Governor Lowell Weicker, Hartford; Utah Governor Michael O. Leavitt, Salt Lake City; David A. Strauss, University of Chicago Law School, Chicago, Illinois; Edward V. Regan, Jerome Levy Economics Institute, New York, New York; Kenneth Ashby, Utah Farm Bureau Federation, Delta, on behalf of the American Farm Bureau Federation; and Herbert Stein, American Enterprise Institute, C. Fred Bergsten, Institute for International Economics, James D. Davidson, National Taxpayers Union, Martin A. Regalia, United States Chamber of Commerce, and Alan B. Morrison, Public Citizen, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 114 public bills, H.R. 12–125; and 40 resolutions, H.J. Res. 6–30, H. Con. Res. 2–8, and H. Res. 15–22, were introduced.

Page 753

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Sensenbrenner to act as Speaker pro tempore for today.

Page 739

Adjournment: Met at 10:00 a.m. and adjourned at 11:47 a.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Economic and Educational Opportunities: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Rules: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Science: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Transportation and Infrastructure: Met for organizational purposes.

CONTRACT WITH AMERICA; COMMITTEE ORGANIZATION

Committee on Ways and Means: Held a hearing on proposals contained in the Contract With America. Testimony was heard from Speaker Gingrich.

Hearings continue January 10.

Prior to the hearing, the Committee met for organizational purposes.

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Friday, January 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 759–840

Measures Introduced: Two bills and five resolutions were introduced, as follows: S. 172–173, and S. Res. 31–35.

Page 794

Measures Passed:

Minority Committee Appointments: Senate agreed to S. Res. 32, to make minority party appointments to Senate Committees under paragraph 3 (a) and (b) of Rule XXV for the One Hundred Fourth Congress.

Page 808

Majority Committee Appointments: Senate agreed to S. Res. 33, making majority party appointments to Senate Committees for the One Hundred Fourth Congress.

Page 808

Amending Senate Rules: Senate agreed to S. Res. 34, amending paragraphs 3(a), 3(b) and 3(c) of Rule XXV of the Standing Rules of the Senate.

Page 808

Majority Committee Appointments: Senate agreed to S. Res. 35, making majority party appointments to the Small Business Committee for the One Hundred Fourth Congress.

Page 808

Congressional Accountability Act: Senate continued consideration of S. 2, to make certain laws applicable to the legislative branch of the Federal Government, taking action on amendments proposed thereto, as follows:

Pages 759, 808

Rejected:

(1) Wellstone Amendment No. 5, to restrict political contributions by lobbyists. (By 74 yeas to 17 nays (Vote No. 3), Senate tabled the amendment.)

Page 762

(2) Simon Amendment No. 7, to express the sense of the Senate that Bridgestone/Firestone should reconsider its decision to hire permanent replacement workers. (By 56 yeas to 23 nays (Vote No. 5), Senate tabled the amendment.)

Page 787

Pending:

Ford/Feingold Amendment No. 4, to prohibit the personal use of accrued frequent flyer miles by Members and employees of the Congress.

Page 759

During consideration of this measure today, Senate also took the following action:

By 30 yeas to 53 nays (Vote No. 4), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Exon Modified Amendment No. 6, to establish Congressional enforcement of a balanced budget. Subsequently, a point of order that the amendment was in violation of section 306 of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 770

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 808

Senate will resume consideration of the bill on Monday, January 9.

Appointments:

Select Committee on Intelligence: The Chair, on behalf of the President pro tempore, pursuant to S. Res. 400, 94th Congress, and S. Res. 4, 95th Congress, appointed the following Senators to the Select Committee on Intelligence: Senators Specter, Lugar, Shelby, DeWine, Kyl, Inhofe, Hutchison, Mack, and Cohen.

Page 794

Select Committee on Intelligence: The Chair, on behalf of the President pro tempore, pursuant to S. Res. 400, 94th Congress, and S. Res. 4, 95th Congress, appointed the following Senators to the Select Committee on Intelligence: Senators Kerrey, Glenn, Bryan, Graham, Kerry, Baucus, Johnston, and Robb.

Page 794

Board of Regents/Smithsonian Institution: The Chair, on behalf of the Vice President, pursuant to the provisions of 20 U.S.C., sections 42 and 43, appointed the following Senators as members of the Board of Regents of the Smithsonian Institution: Senators Cochran and Simpson.

Page 794

Board of Trustees/John F. Kennedy Center for the Performing Arts: The Chair, on behalf of the President of the Senate, pursuant to Public Law 85–874, as amended, appointed Senator Dole to the Board of Trustees of the John F. Kennedy Center for the Performing Arts.

Page 794

Nominations Received: Senate received the following nominations:

2 Army nominations in the rank of general.

9 Marine Corps nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Coast Guard, Air Force, Army, Marine Corps, and Navy.
Page 809

Statements on Introduced Bills: **Page 794**

Additional Cosponsors: **Page 795**

Amendments Submitted: **Page 796**

Authority for Committees: **Page 798**

Additional Statements: **Page 798**

Record Votes: Three record votes were taken today. (Total—5)
Page 769, 787, 791

Adjournment: Senate convened at 9:15 a.m., and adjourned at 5:23 p.m., until 2 p.m., on Monday, January 9, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 808.)

Committee Meetings

SECURITIES MARKETS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine issues involving municipal, corporate and individual investors in derivative products and the use of highly leveraged investment strategies, after receiving testimony from Robert D. McKnew, Bank of America, San Francisco, California, on behalf of the Public Securities Association; Marc E. Lackritz, Securities Industry Association, Washington, D.C.; Bonnie Ridley Kraft, Gresham, Oregon, on behalf of the Government Finance Officers Association; Richard B. Roberts, Wachovia Corporation, Winston-Salem, North Carolina, on behalf of the American Bankers Association; and Nevada State Treasurer Robert Seale, Carson City, on behalf of the National Association of State Treasurers.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 2 p.m. on Monday, January 9.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on the Budget: Met for organizational purposes.

IS TODAY'S SCIENCE POLICY PREPARING US FOR THE FUTURE?

Committee on Science: Held a hearing on "Is Today's Science Policy Preparing Us for the Future?" Testimony was heard from Ronald H. Brown, Secretary of Commerce; Daniel S. Goldin, Administrator, NASA; Carol M. Browner, Administrator, EPA; Neal F. Lane, Director, NFS; and Jack Gibbons, Director, Office of Science and Technology Policy.

Joint Meetings

EMPLOYMENT SITUATION

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for December, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, January 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 841–940

Measures Introduced: Twelve bills were introduced, as follows: S. 174–185.
Page 898

Measures Reported: Reports were made as follows:

S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, with amendments. (Budget)
Page 890

S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, with amendments. (Governmental Affairs)
Page 890

Congressional Accountability Act: Senate continued consideration of S. 2, to make certain laws applicable to the legislative branch of the Federal Government, taking action on amendments proposed thereto, as follows:

Page 865

Pending:

(1) Ford/Feingold Amendment No. 4, to prohibit the personal use of accrued frequent flyer miles by Members and employees of the Congress.

Page 865

(2) McConnell Amendment No. 8 (to Amendment No. 4), to prohibit the personal use of accrued frequent flyer miles by Members and employees of the Senate and clarify Senate regulations on the use of frequent flyer miles.

Page 886

A unanimous-consent agreement was reached providing for a vote on McConnell Amendment No. 8 to occur at 2:15 p.m., on Tuesday, January 10.

Page 887

Senate will resume consideration of the bill on Tuesday, January 10.

Appointments:

Select Committee on Indian Affairs: The Chair, on behalf of the Vice President, pursuant to S. Res. 4, 95th Congress, S. Res. 448, 96th Congress, and S. Res. 127, 98th Congress, as amended by S. Res. 100, 101st Congress, appointed the following Senators to the Select Committee on Indian Affairs: Senators McCain, Murkowski, Cochran, Gorton, Domenici, Kassebaum, Nickles, Thomas, Hatch, Inouye, Conrad, Reid, Simon, Akaka, Wellstone, Dorgan, and Campbell.

Page 926

Joint Economic Committee: The Chair, on behalf of the Vice President, pursuant to section 1024, title 15, United States Code, appointed the following Senators to the Joint Economic Committee: Senators Roth, Mack, Craig, Bennett, Santorum, Grams, Bingaman, Sarbanes, Kennedy, and Robb.

Page 927

Adjournment: Senate convened at 2 p.m., and adjourned at 7:07 p.m., until 9:30 a.m., on Tuesday, January 10, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 927.)

Committee Meetings

UNFUNDED FEDERAL MANDATES

Committee on the Budget: Committee ordered favorably reported, with amendments, S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments, to strengthen the partnership between the Federal Government and State, local and tribal governments, to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities, and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Also, committee adopted its rules of procedure for the 104th Congress.

TELECOMMUNICATION REFORM

Committee on Commerce, Science, and Transportation: Committee held hearings to examine telecommunication reform issues, receiving testimony from Senator Dole; and Representatives Bliley and Jack Fields.

Hearings were recessed subject to call.

UNFUNDED FEDERAL MANDATES

Committee on Governmental Affairs: Committee ordered favorably reported, with amendments, S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments, to strengthen the partnership between the Federal Government and State, local and tribal governments, to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities, and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

House of Representatives

Chamber Action

Bills Introduced: 327 public bills, H.R. 126–409, 411, 420–461; 9 private bills, H.R. 410, 412–419; and 33 resolutions, H.J. Res. 31–49, H. Con. Res. 9–13, and H. Res. 23–31, were introduced.

Page 851

Report Filed: The following report was filed subsequent to the sine die adjournment of the 103d Congress: Report entitled "Legislative and Review Activities of the Committee on Natural Resources during the 103d Congress" (H. Rept. 103–890, filed on January 2).

Page 850

Commission on Security and Cooperation: The Speaker appointed Representative Smith of New Jersey as Chairman of the Commission on Security and Cooperation in Europe on the part of the House.

Page 841

Committee Election: House agreed to H. Res. 31, designating minority membership on certain standing committees of the House.

Page 841

Member Sworn: Representative-elect J.C. Watts, Jr., presented himself in the well of the House and was administered the oath of office by the Speaker.

Page 842

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 2 p.m. and adjourned at 2:56 p.m.

Committee Meetings

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States. Testimony was heard from Representatives Barton of Texas, Franks of New Jersey, Schaefer, and Archer; Alice Rivlin, Director of OMB; and public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION; SENIOR CITIZENS' EQUITY ACT

Committee on Ways and Means: Subcommittee on Social Security held a hearing on H.R. 8, Senior Citizen' Equity Act. Testimony was heard from Representative Hastert; Shirley Sears Chater, Commissioner, SSA; Priscilla Rogers, Commissioner, Department for the Blind, State of Kentucky; and public witnesses.

Prior to the hearing, the Committee met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Trade met for organizational purposes.

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Tuesday, January 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 941–1005

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 186–190, S.J. Res. 14, and S. Res. 36–37.

Page 989

Measures Reported: Reports were made as follows:

S. Res. 36, authorizing expenditures by the Committee on Finance, without recommendation.

Page 998

Congressional Accountability Act: Senate continued consideration of S. 2, to make certain laws applicable to the legislative branch of the Federal Government, taking action on amendments proposed thereto, as follows:

Pages 949, 988

Adopted:

(1) Ford/Feingold Amendment No. 4, to prohibit the personal use of accrued frequent flyer miles by Members and employees of the Congress.

Pages 949, 964, 970

(2) By 55 yeas to 44 nays (Vote No. 6), McConnell Amendment No. 8 (to Amendment No. 4), to prohibit the personal use of accrued frequent flyer miles by Members and employees of the Senate and clarify Senate regulations on the use of frequent flyer miles.

Pages 949, 964, 970

(3) Bingaman/Levin Amendment No. 12, to express the sense of the Senate regarding adoption of simplified and streamlined acquisition procedures for Senate offices consistent with the Federal Acquisition Streamlining Act of 1994.

Page 966

Rejected:

(1) Wellstone Amendment No. 9, to express the sense of the Senate with respect to a timetable for the Senate's prompt consideration of comprehensive gift ban legislation. (By 55 yeas to 44 nays (Vote No. 7), Senate tabled the amendment.)

Pages 949, 964

(2) Kerry Amendment No. 10, to restrict the use of campaign funds for personal purposes. (By 64 yeas to 35 nays (Vote No. 9), Senate tabled the amendment.)

Pages 950, 966

(3) Leahy Amendment No. 11, to prohibit a request of any current or prospective Congressional employee to respond to their views on organizations or policy matters. (By 79 yeas to 20 nays (Vote No. 8), Senate tabled the amendment.)

Pages 953, 965

(4) Glenn Amendment No. 13 (to Amendment No. 4), to apply to the Legislative branch the requirements regarding use of frequent flyer awards for official travel that are established in the Federal Acquisition Streamlining Act of 1994 (P.L. 103–355). (By 54 yeas to 45 nays (Vote No. 10), Senate tabled the amendment.)

Page 970

(5) Wellstone Amendment No. 14, to express the sense of Congress that Congress should not enact or adopt any legislation that will impact the number of children who are hungry or homeless. (By 56 yeas to 43 nays (Vote No. 11), Senate tabled the amendment.)

Page 982

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Wednesday, January 11.

Page 999

Unfunded Mandates—Agreement: A unanimous-consent agreement was reached providing for consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, on Thursday, January 12.

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 99 yeas (Vote No. 12), Robert E. Rubin, of New York, to be Secretary of the Treasury. **Page 985**

Nominations Received: Senate received the following nominations:

Ray L. Caldwell, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for Burdensharing.

Johnnie Carson, of Illinois, to be Ambassador to the Republic of Zimbabwe.

Herman E. Gallegos, of California, to be an Alternate Representative of the United States of America to the Forty-ninth Session of the General Assembly of the United Nations.

Lawrence Harrington, of Tennessee, to be United States Alternate Executive Director of the Inter-American Development Bank.

Lee C. Howley, of Ohio, to be a Representative of the United States of America to the Forty-ninth Session of the General Assembly of the United Nations.

Jeanette W. Hyde, of North Carolina, to serve concurrently and without additional compensation as Ambassador to Antigua and Barbuda, and as Ambassador Extraordinary and Plenipotentiary of the United States of America to St. Kitts and Nevis, and as Ambassador Extraordinary and Plenipotentiary of the United States of America to Grenada.

Martin S. Indyk, of the District of Columbia, to be Ambassador to Israel.

Isabelle Leeds, of New York, to be an Alternate Representative of the United States of America to the Forty-ninth Session of the General Assembly of the United Nations.

Bismarck Myrick, of Virginia, to be Ambassador to the Kingdom of Lesotho.

Philip C. Wilcox, Jr., of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Coordinator for Counter Terrorism.

Jacqueline L. Williams Bridgers, of Maryland, to be Inspector General, Department of State.

Frank G. Wisner, of the District of Columbia, a Career Member of the Senior Foreign Service, Class of Career Minister, for the personal rank of Career Ambassador in recognition of especially distinguished service over a sustained period.

Routine lists in the Foreign Service, Air Force, and Army. **Page 1000**

Communications: **Page 988**

Executive Reports of Committees: **Page 988**

Statements on Introduced Bills: **Page 989**

Additional Cosponsors: **Page 977**

Amendments Submitted: **Page 998**

Notices of Hearings: **Page 999**

Authority for Committees: **Page 1000**

Record Votes: Seven record votes were taken today. (Total—12)

Pages 964, 965, 966, 970, 982, 985

Recess: Senate convened at 9:30 a.m., and recessed at 8:15 p.m., until 12 noon, on Wednesday, January 11, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 1000.)

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Armed Services: Committee met and approved its rules of procedure for the 104th Congress.

Committee recessed subject to call.

ORGANIZATIONAL MEETING/NOMINATION

Committee on Finance: Committee ordered favorably reported the following business items:

The nomination of Robert E. Rubin, of New York, to be Secretary of the Treasury; and

An original resolution (S. Res. 36), requesting $3,248,413 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $3,333,157 for operating expenses for the period from March 1, 1996, through February 29, 1997, without recommendation.

Committee also adopted its rules of procedure for the 104th Congress, and announced the following Senators as members of the Joint Committee on Taxation: Senators Packwood (Chairman), Dole, Roth, Moynihan, and Baucus.

Also, committee concluded hearings on the nomination of Mr. Rubin, after the nominee, who was introduced by Senators Moynihan, D'Amato, and Graham, testified and answered questions in his own behalf.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Committee began markup of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, but did not complete action thereon, and recessed subject to call.

FEDERAL JOB TRAINING PROGRAMS

Committee on Labor and Human Resources: Committee held hearings to examine the effectiveness of the Federal employment training system in helping reduce long-term welfare dependence, receiving testimony from Clarence C. Crawford, Associate Director, Education and Employment Issues, and Jane L. Ross, Director, Income Security Issues, both of the Health, Education, and Human Services Division, General Accounting Office; Janet Schrader, City of Alexandria Office of Employment Training, Alexandria, Virginia; Carol D'Amico, Hudson Institute, Indianapolis, Indiana; Marion Pines, Johns Hopkins University, Baltimore, Maryland; Tony Young, American Rehabilitation Association, Washington, D.C.; Leonard Dean, Jersey City, New Jersey; and Ernestine Dunn, Seattle, Washington.

Hearings continue tomorrow.

WORLD THREAT ASSESSMENT/ ORGANIZATIONAL MEETING

Select Committee on Intelligence: Committee held hearings to examine current and projected worldwide threats to United States' security and interests, receiving testimony from R. James Woolsey, Director of Central Intelligence; Toby T. Gati, Assistant Secretary of State for Intelligence and Research; and Lt. Gen. James R. Clapper, Jr., USAF, Director, Defense Intelligence Agency.

Prior to this action, committee met in closed session to discuss pending organizational business, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 11 a.m., Wednesday, January 11.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Appropriations: Met for organizational purposes.

COMMITTEE ORGANIZATIONS

Committee on Commerce: Met for organizational purposes.

UNFUNDED MANDATE REFORM ACT; COMMITTEE ORGANIZATION

Committee on Government Reform and Oversight: Ordered reported amended H.R. 5, Unfunded Mandate Reform Act of 1995.

Prior to this action, the Committee met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on International Relations: Met for organizational purposes.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States. Testimony was heard from Representatives Gephardt, Stenholm, Wise, and McCarthy; John Hamre, Under Secretary, Department of Defense; and public witnesses.

COMMITTEE ORGANIZATION

Committee on National Security: Met for organizational purposes.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on proposals contained in the Contract With America. Testimony was heard from Representatives Gephardt, Kennelly, McDermott, Roukema, Traficant, Pelosi, Goss, Lowey, Nadler, Norton, Sanders, Filner, Franks of New Jersey, Meehan, Smith of Michigan, Woolsey, Largent, Foley, and Souder; Donna E. Shalala, Secretary of Health and Human Services; and Leslie B. Samuels, Assistant Secretary, Tax Policy, Department of the Treasury.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Pemanant Select Committee on Intelligence: Met for organizational purposes.

Joint Meetings

CONGRESSIONAL BUDGET

Joint Hearing: Senate Committee on the Budget concluded joint hearings with the House Committee on the Budget to review congressional budget cost estimating issues, after receiving testimony from Robert D. Reischauer, Director, Congressional Budget Office; Alan Greenspan, Chairman, Federal Reserve Board of Governors; Kenneth J. Kies, Chief of Staff, Joint Committee on Taxation; Rudy Penner, KPMG Peat Marwick, Henry Aaron, Brookings Institution, and Norman B. Ture, Institute for Research on the Economics of Taxation (IRET), all of Washington, D.C.; Paul A. Volcker, James D. Wolfensohn, Inc., New York, New York; Michael J. Boskin, Stanford University, Stanford, California; and Martin Feldstein, National Bureau of Economic Research, Cambridge, Massachusetts.

Wednesday, January 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 1006–1148

Measures Introduced: 18 bills and 10 resolutions were introduced, as follows: S. 191–208, and S. Res. 38–47. **Page 1099**

Measures Reported: Reports were made as follows:

S. Res. 38, authorizing expenditures by the Committee on Appropriations.

S. Res. 39, authorizing expenditures by the Committee on Energy and Natural Resources.

S. Res. 40, authorizing expenditures by the Committee on Indian Affairs.

S. Res. 41, authorizing expenditures by the Committee on Foreign Relations.

S. Res. 43, authorizing expenditures by the Select Committee on Intelligence.

S. Res. 45, authorizing expenditures by the Committee on Governmental Affairs. **Page 1117**

Measures Passed:

Congressional Accountability Act: By 98 yeas to 1 nay (Vote No. 14), Senate passed S. 2, to make certain laws applicable to the legislative branch of the Federal Government, after taking action of amendments proposed thereto, as follows: **Page 1065**

Adopted:

Grassley/Glenn Amendment No. 16, to make technical corrections. **Page 1073**

Rejected:

Lautenberg Amendment No. 15, to reduce the pay of Members of Congress by the same percentage as other spending is reduced in any sequester caused by failure of Congress to meet budget limitations on spending or the budget deficit. (By 61 yeas to 38 nays (Vote No. 13), Senate tabled the amendment.) **Page 1065**

Minority Committee Appointments: Senate agreed to S. Res. 42, to make minority party appointments to a Senate Committee under Paragraph 3(c) of Rule XXV of the Standing Rules of the Senate for the One Hundred and Fourth Congress. **Page 1091**

Majority Committee Appointments: Senate agreed to S. Res. 46, making majority party appointments to the Ethics Committee for the 104th Congress. **Page 1091**

Committee Chairpersons: Senate agreed to S. Res. 47, designating the Chairpersons of Senate committees for the 104th Congress. **Page 1091**

Appointments:

Select Committee on Indian Affairs: The Chair, on behalf of the Vice President, and upon the recommendation of the Majority Leader, pursuant to S. Res. 4 (95th Congress), S. Res. 448 (96th Congress), S. Res. 127 (98th Congress), and S. Res. 100, 101st Congress, appointed the following Senators as the majority membership of the Select Committee on Indian Affairs: Senators McCain, Murkowski, Gorton, Domenici, Kassebaum, Nickles, Thomas, Hatch, and Coverdell. **Page 1091**

Nominations Received: Senate received the following nominations:

Lacy H. Thornburg, of North Carolina, to be U.S. District Judge for the Western District of North Carolina.

John D. Snodgrass, of Alabama, to be U.S. District Judge for the Northern District of Alabama.

Sidney H. Stein, of New York, to be U.S. District Judge for the Southern District of New York.

Thadd Heartfield, of Texas, to be U.S. District Judge for the Eastern District of Texas.

David Folsom, of Texas, to be U.S. District Judge for the Eastern District of Texas.

Sandra L. Lynch, of Massachusetts, to be U.S. Circuit Judge for the First Circuit. **Page 1129**

Messages From the House: **Page 1091**

Measures Placed on Calendar: **Pages 1092, 1127**

Communications: **Page 1092**

Statements on Introduced Bills: **Pages 1100, 1116**

Additional Cosponsors: **Page 1116**

Amendments Submitted: **Page 1121**

Notices of Hearings: **Page 1122**

Authority for Committees: **Page 1122**

Additional Statements: **Page 1122**

Record Votes: Two record votes were taken today. (Total—14) **Pages 1074, 1076**

Recess: Senate convened at 12 noon, and recessed at 7:17 p.m., until 9 a.m., on Thursday, January 12, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on pages 1123, 1127.)

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Appropriations: Committee ordered favorably reported an original resolution (S. Res. 38) requesting

$4,823,586 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $4,931,401 for operating expenses for the period from March 1, 1996, through February 29, 1997.

Also, committee adopted its rules of procedure for the 104th Congress, and announced the following subcommittee assignments:

Subcommittee on Agriculture, Rural Development, and Related Agencies: Senators Cochran (Chairman), Specter, Bond, Gorton, McConnell, Burns, Bumpers, Harkin, Kerrey, Johnston, and Kohl.

Subcommittee on Commerce, Justice, State, and Judiciary: Senators Gramm (Chairman), Stevens, Hatfield, Domenici, McConnell, Gregg, Hollings, Inouye, Bumpers, Lautenberg, and Kerrey.

Subcommittee on Defense: Senators Stevens (Chairman), Cochran, Specter, Domenici, Gramm, Bond, McConnell, Mack, Shelby, Inouye, Hollings, Johnston, Byrd, Leahy, Bumpers, Lautenberg, and Harkin.

Subcommittee on the District of Columbia: Senators Jeffords (Chairman), Bennett, and Kohl.

Subcommittee on Energy and Water Development: Senators Domenici (Chairman), Hatfield, Cochran, Gorton, McConnell, Bennett, Burns, Johnston, Byrd, Hollings, Reid, Kerrey, and Murray.

Subcommittee on Foreign Operations: Senators McConnell (Chairman), Specter, Mack, Gramm, Jeffords, Gregg, Shelby, Leahy, Inouye, Lautenberg, Harkin, Mikulski, and Murray.

Subcommittee on the Interior: Senators Gorton (Chairman), Stevens, Cochran, Domenici, Hatfield, Burns, Bennett, Mack, Byrd, Johnston, Leahy, Bumpers, Hollings, Reid, and Murray.

Subcommittee on Labor, Health and Human Services, Education: Senators Specter (Chairman), Hatfield, Cochran, Gorton, Mack, Bond, Jeffords, Gregg, Harkin, Byrd, Hollings, Inouye, Bumpers, Reid, and Kohl.

Subcommittee on the Legislative Branch: Senators Mack (Chairman), Bennett, Jeffords, Murray, and Mikulski.

Subcommittee on Military Construction: Senators Burns (Chairman), Stevens, Shelby, Gregg, Reid, Inouye, and Kohl.

Subcommittee on Transportation: Senators Hatfield (Chairman), Domenici, Specter, Gramm, Gorton, Bond, Lautenberg, Byrd, Harkin, Mikulski, and Reid.

Subcommittee on the Treasury, Postal Service, General Government: Senators Shelby (Chairman), Jeffords, Gregg, Kerrey, and Mikulski.

Subcommittee on VA—HUD—Independent Agencies: Senators Bond (Chairman), Gramm, Burns, Stevens, Shelby, Bennett, Mikulski, Leahy, Johnston, Lautenberg, and Kerrey.

ORGANIZATIONAL MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported an original resolution (S. Res. 39), requesting $2,678,348 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $2,739,487 for operating expenses for the period from March 1, 1996, through February 29, 1997.

Also, committee adopted its rules of procedure for the 104th Congress.

ORGANIZATIONAL MEETING

Committee on Foreign Relations: Committee ordered favorably reported an original resolution (S. Res. 41) requesting $2,719,280 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $2,782,054 for operating expenses for the period from March 1, 1996, through February 29, 1997.

Also, committee adopted its rules of procedure for the 104th Congress.

COMMITTEE BUDGET

Committee on Governmental Affairs: Committee approved for reporting an original resolution (S. Res. 45) requesting $4,515,333 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $4,618,593 for operating expenses for the period from March 1, 1996, through February 29, 1997.

FEDERAL JOB TRAINING PROGRAMS

Committee on Labor and Human Resources: Committee continued hearings to examine the effectiveness of the Federal employment training system in helping reduce long-term welfare dependence, receiving testimony from Ray O. Worden, New Hampshire Job Training Council, Concord; Debra R. Bowland, Ohio Bureau of Employment Services, Columbus; Rodo Sofranac, Arizona Job Training Coordinating Council, Phoenix, on behalf of the National Association of State Work Force Investment Policy Council; Jerry R. Junkins, Texas Instruments Incorporated, Dallas; Thomas Joyce, Landoll Corporation, Marysville, Kansas; and Robert McGlotten, AFL–CIO, Washington, D.C.

Hearings continue tomorrow.

ORGANIZATIONAL MEETING

Committee on Small Business: Committee ordered favorably reported an original resolution requesting $1,118,742 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $1,144,004 for operating expenses for the period from March 1, 1996, through February 29, 1997.

Also, committee adopted its rules of procedure for the 104th Congress.

ORGANIZATIONAL MEETING

Committee on Indian Affairs: Committee ordered favorably reported an original resolution (S. Res. 40), requesting $1,056,916 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $1,079,534 for operating expenses for the period from March 1, 1996, through February 29, 1997.

Also, committee approved Senator McCain as Chairman and Senator Inouye as Vice Chairman, and adopted its rules of procedure for the 104th Congress.

COMMITTEE BUDGET

Select Committee on Intelligence: Committee ordered favorably reported an original resolution (S. Res. 43) requesting $2,228,666 for operating expenses for the period from March 1, 1995, through February 28, 1996, and $2,280,704 for operating expenses for the period from March 1, 1996, through February 29, 1997.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 462–497 1 private bill, H.R. 498; and 7 resolutions, H.J. Res. 50–53, and H. Res. 32–34 were introduced.

Page 1056

Report Filed: The following report was filed subsequent to the sine die adjournment of the One Hundred Third Congress:

Report entitled "Survey of Activities of the House Committee on Rules, 103d Congress" (H. Rept. 103–891, filed on January 2).

Page 1055

Committee Elections: House agreed to the following resolutions electing Members to certain standing committees of the House:

H. Res. 32, designating minority membership of the Committee on House Oversight; and

H. Res. 34, designating minority membership of the Committee on Rules.

Subsequently, it was made in order that any references to the Committee on Technology and Competitiveness in H. Res. 12 adopted on January 4, 1995, be to the Committee on Science.

Page 1006

Joint Committee on Taxation: Read a letter from the chairman of the Committee on Ways and Means wherein he designates the following Members to serve on the Joint Committee on Taxation: Representatives Archer, Crane, Thomas of California, Gibbons, and Rangel.

Page 1006

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 3:40 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Agriculture: Met for organizational purposes.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Citizens Against Government Waste, the Heritage Foundation, and CATO. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies met to receive technical briefings by the Department of Education and Department of Labor. The subcommittee was briefed by Sally H. Christensen, Deputy Assistant Secretary, Budget, Office of the Under Secretary, Department of Education; and James E. McMullen, Director, Office of Budget, Department of Labor.

TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held a hearing on Department of Transportation/GAO. Testimony was heard from Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, GAO; and the following officials of the Department of Transportation: A. Mary Schiavo, Inspector General; and Louise Frankell Stoll, Assistant Secretary, Budget and Programs.

FEDERAL ROLE IN WORK PLACE POLICY

Committee on Economic and Educational Opportunities: Held a hearing on the Federal Role in Work Place Policy. Testimony was heard from Robert B. Reich, Secretary of Labor; Lynn Martin, former Secretary of Labor; and a public witness.

COMMITTEE ORGANIZATION

Committee on House Oversight: Met for organizational purposes.

The Chairman introduced the following officers of the House to the committee: Robin H. Carle, Clerk; Wilson S. Livingood, Sergeant at Arms; Scott M. Faulkner, Chief Administrative Officer; and Rev. James David Ford, Chaplain.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Ordered reported amended H.J. Res. 1, proposing a balanced budget amendment to the Constitution.

COMMITTEE ORGANIZATION

Committee on Resources: Met for organizational purposes.

UNFUNDED MANDATE REFORM ACT

Committee on Rules: Held a hearing on H.R. 5, Unfunded Mandate Reform Act of 1995. Testimony was heard from

Representatives Clinger, Portman, Davis, and Condit; and public witnesses.

COMMITTEE ORGANIZATION

Committee on Small Business: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Veterans' Affairs: Met for organizational purposes.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on proposals contained in the Contract with America. Testimony was heard from public witnesses.

Hearings continue tomorrow.

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Thursday, January 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 1149–1251

Measures Introduced: 17 bills and 7 resolutions were introduced, as follows: S. 209–225, S.J. Res. 15 and 16, and S. Res. 48–52.

Page 1233

Measures Reported: Reports were made as follows:

Reported on Wednesday, January 11, 1995:

Report to accompany S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations. (S. Rept. No. 104–1)

Page 1092

Reported today:

Report to accompany S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations. (S. Rept. No. 104–2)

Page 1233

S. Res. 48, authorizing expenditures by the Committee on Environment and Public Works.

S. Res. 49, authorizing expenditures by the Committee on Rules and Administration.

S. Res. 50, authorizing expenditures by the Committee on the Budget.

S. Res. 51, authorizing expenditures by the Committee on Small Business.

S. Res. 52, authorizing expenditures by the Committee on Banking, Housing, and Urban Affairs.

Page 1233

Measures Passed:

Congressional Accountability Act: Senate passed H.R. 1, to make certain laws applicable to the legislative branch of the Federal Government, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2, Senate companion measure, as passed by the Senate on Wednesday, January 11.

Page 1251

Unfunded Mandates: Senate began consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, agreeing to certain committee amendments, with exceptions, and taking action on amendments proposed thereto, as follows:

Page 1158

Rejected:

Committee amendment number 1, beginning on page 10, line 15, to strike the definition of "amount" and modify the term "private sector." (By 53 yeas to 38 nays (Vote No. 16), Senate tabled the amendment.)

Page 1215

Committee amendment number 8, beginning on page 12, line 7, relating to the application of definitions. (By 54 yeas to 35 nays (Vote No. 17), Senate tabled the amendment.)

Page 1224

Senate will resume consideration of the bill on Friday, January 13.

Motion to Request Attendance: During today's proceedings, by 88 yeas to 3 nays (Vote No. 15), Senate agreed to a motion to request the attendance of absent Senators.

Page 1215

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Treaty with the Republic of Korea on Mutual Legal Assistance on Criminal Matters (Treaty Doc. No. 104–1).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 1250

Nominations Received: Senate received the following nominations:

A routine list in the Air Force.

Communications: **Page 1232**

Statements on Introduced Bills: **Page 1234**

Additional Cosponsors: **Page 1247**

Amendments Submitted: **Page 1249**

Notices of Hearings: **Page 1250**

Authority for Committees: **page 1250**

Record Votes: Three record votes were taken today. (Total—17)

Pages 1215, 1224

Quorum Calls: One quorum call was taken today. (Total—2)

Page 1214

Recess: Senate convened at 9 a.m., and recessed at 10:14 p.m., until 9 a.m., on Friday, January 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 1250.)

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original resolution requesting $1,708,179 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $1,746,459 for operating expenses for the period from March 1, 1996 through February 28, 1997.

Also, committee adopted its rules of procedure for the 104th Congress, and announced the following subcommittee assignments:

Subcommittee on Production and Price Competitiveness: Senators Cochran (Chairman), Warner, Helms, Coverdell, Dole, Pryor, Daschle, Baucus, and Kerrey.

Subcommittee on Marketing, Inspection, and Product Promotion: Senators Helms (Chairman), Dole, Cochran, McConnell, Santorum, Conrad, Pryor, Baucus, and Kerrey.

Subcommittee on Forestry, Conservation, and Rural Revitalization: Senators Craig (Chairman), Coverdell, Warner, Helms, Heflin, Harkin, and Conrad.

Subcommittee on Research, Nutrition, and General Legislation: Senators McConnell (Chairman), Dole, Santorum, Craig, Harkin, Heflin, and Daschle.

U.S. OPERATIONS ABROAD

Committee on Armed Services: Committee met in closed session to receive a briefing on current operations abroad, focusing on the situation in Bosnia, North Korea, Haiti, and Somalia from Walter B. Slocombe, Under Secretary of Defense for Policy; Peter Tarnoff, Under Secretary of State for Political Affairs; and Lt. Gen. Wesley K. Clark, USA, Director for Strategic Plans and Policy (J–5), Lt. Gen. Howell M. Estes III, USAF, Director of Operations (J–3), and Maj. Gen. Patrick M. Hughes, USA, Director for Current Intelligence (J–2), all of the Office of the Joint Chiefs of Staff.

ORGANIZATIONAL MEETING

Committee on Banking, Housing, and Urban Affairs: On Wednesday, January 11, committee ordered favorably reported an original resolution (S. Res. 52), requesting $3,738,802 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $2,851,936 for operating expenses for the period from March 1, 1996 through February 28, 1997.

Also, committee adopted its rules of procedure for the 104th Congress.

COMMITTEE BUDGET

Committee on the Budget: Committee approved for reporting an original resolution (S. Res. 50), requesting $3,032,295 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $3,103,181 for operating expenses for the period from March 1, 1996 through February 28, 1997.

ORGANIZATIONAL MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported an original resolution requesting $3,369,312 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $3,445,845 for operating expenses for the period from March 1, 1996 through February 28, 1997.

Also, committee adopted its rules of procedure for the 104th Congress, and announced the establishment of the following subcommittees:

Subcommittee on Aviation: Senator McCain (Chairman).

Subcommittee on Communications: Senator Packwood (Chairman).

Subcommittee on Consumer Affairs, Foreign Commerce and Tourism: Senator Gorton (Chairman).

Subcommittee on Oceans and Fisheries: Senator Stevens (Chairman).

Subcommittee on Surface Transportation and Merchant Marine: Senator Lott (Chairman).

Subcommittee on Science, Technology, and Space: Senator Burns (Chairman).

AVIATION SAFETY

Committee on Commerce, Science, and Transportation: Committee held oversight hearings to review Federal aviation safety measures, receiving testimony from Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, Matthew Hampton, Management Analyst, Timothy Hannegan, Senior Evaluator, and Steven Calvo, Evaluator, all of the General Accounting Office; David R. Hinson, Administrator, Federal Aviation Administration, Department of Transportation; James E. Hall, Chairman, National Transportation Safety Board; and J. Roger Fleming, Air Transport Association of America, Walter S. Coleman, Regional Airline Association, and J. Randolph Babbitt, Air Line Pilots Association International, all of Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE ORGANIZATION

Committee on Energy and Natural Resources: on Wednesday, January 11, committee announced the establishment of the following subcommittees:

Subcommittee on Energy Production and Regulation: Senators Nickles (Chairman), and Jeffords (Vice Chairman).

Subcommittee on Energy Research and Development: Senators Domenici (Chairman), and Burns (Vice Chairman).

Subcommittee on Forests and Public Land Management: Senators Craig (Chairman), and Kyl (Vice Chairman).

Subcommittee on Parks, Historic Preservation, and Recreation: Senators Thomas (Chairman), and Grams (Vice Chairman).

ORGANIZATIONAL MEETING

Committee on Environment and Public Works: Committee ordered favorably reported an original resolution (S. Res. 48), requesting $2,351,491 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $2,404,115 for operating expenses for the period from March 1, 1996 through February 28, 1997.

Also, committee approved its rules of procedure for the 104th Congress, and announced the establishment of the following subcommittees:

Subcommittee on Transportation and Infrastructure: Senator Warner (Chairman).

Subcommittee on Superfund, Waste Control, and Risk Assessment: Senator Smith (Chairman).

Subcommittee on Clean Air, Wetlands, Private Property and Nuclear Safety: Senator Faircloth (Chairman).

Subcommittee on Drinking Water, Fisheries and Wildlife: Senator Kempthorne (Chairman).

SERBIAN SANCTIONS

Committee on Foreign Relations: Subcommittee on European Affairs met in closed session to receive a briefing on Serbian sanctions from Peter Tarnoff, Under Secretary of State for Political Affairs; Walter B. Slocombe, Under Secretary of Defense for Policy; and Lt. Gen. Wesley K. Clark, USA, Director for Strategic Plans and Policy (J–5), Office of the Joint Chiefs of Staff.

Subcommittee recessed subject to call.

ORGANIZATIONAL MEETING

Committee on the Judiciary: Committee ordered favorably reported an original resolution requesting $4,343,438 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $4,444,627 for operating expenses for the period from March 1, 1996 through February 28, 1997.

Also, committee adopted its rules of procedure for the 104th Congress, and announced the following subcommittee assignments:

Subcommittee on Antitrust, Business Rights, and Competition: Senators Thurmond (Chairman), Hatch, Specter, Simpson, Leahy, Heflin, and Feingold.

Subcommittee on Immigration: Senators Simpson (Chairman), Grassley, Kyl, Specter, Kennedy, Simon, and Feinstein.

Subcommittee on Administrative Oversight and the Courts: Senators Grassley (Chairman), Thurmond, Brown, DeWine, Heflin, Kohl, and Feingold.

Subcommittee on Terrorism, Technology, and Government Information: Senators Specter (Chairman), Thompson, Abraham, Thurmond, Kohl, Leahy, and Feinstein.

Subcommittee on Constitution, Federalism, and Property Rights: Senators Brown (Chairman), Hatch, Kyl, DeWine, Abraham, Simon, Kennedy, and Feingold.

Subcommittee on Youth Violence: Senators Thompson (Chairman), Hatch, Simpson, Biden, and Kohl.

FEDERAL JOB TRAINING PROGRAMS

Committee on Labor and Human Resources: Committee concluded hearings to examine the effectiveness of the Federal employment training system in helping reduce long-term welfare dependence, after receiving testimony from Senator Breaux; Robert B. Reich, Secretary of Labor; Alice M. Rivlin, Director, Office of Management and Budget; Wisconsin Governor Tommy G. Thompson, Madison; Father William T. Cunningham, Focus: HOPE, Detroit, Michigan; James J. Heckman, University of Chicago, Chicago, Illinois; and Robert L. Woodson, National Center for Neighborhood Enterprise, and Anthony P. Carnevale, National Commission for Employment Policy, both of Washington, D.C.

ORGANIZATIONAL MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

An original resolution (S. Res. 49), requesting $1,309,439 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $1,340,234 for operating expenses for the period from March 1, 1996 through February 28, 1997;

An original resolution designating the following members on the part of the Senate to the Joint Committee on Printing: Senators Stevens (Vice Chairman), Hatfield, Cochran, Ford, and Inouye; and to the Joint Committee on the Library of Congress: Senators Hatfield (Chairman), Stevens, Cochran, Pell, and Moynihan; and

An original resolution authorizing the printing as a Senate document of a compilation of the rules of procedure and other related materials of all Senate committees.

Also, committee adopted its rules of procedure for the 104th Congress.

ORGANIZATIONAL MEETING

Committee on Small Business: On Wednesday, January 11, committee ordered favorably reported an original resolution (S. Res. 51), requesting $1,000,980 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $1,023,582 for operating expenses for the period from March 1, 1996 through February 28, 1997.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 10 a.m. on Friday, January 13.

Committee Meetings

LABOR, HHS, EDUCATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Department of Labor, Health and Human Services, Education and Related Agencies met to receive a technical briefing by the Department of Health and Human Services. The subcommittee was briefed by the following officials of the Department of Health and Human Services: Daniel P. Williams, Deputy Assistant Secretary, Budget; June Gibbs Brown, Inspector General; Claire V. Broome, M.D., Deputy Director, Centers for Disease Control and Prevention; and Howard Rolston, Director, Office of Policy and Evaluation, Administration for Children and Families.

The subcommittee also held a hearing on the Secretary of Health and Human Services—Downsizing. Testimony was heard from Donna Shalala, Secretary of Health and Human Services; officials of the GAO; and public witnesses.

COMMITTEE ORGANIZATION

Committee on Banking, and Financial Services: Met for organizational purposes.

OVERSIGHT

Committee on Commerce: Held an oversight hearing on Developments in Municipal Finance Disclosure. Testimony was heard from the following officials of the SEC; Arthur Levitt, Jr., Chairman; Richard Y. Roberts, Commissioner; and public witnesses.

FEDERAL ROLE IN EDUCATION POLICY

Committee on Economic and Educational Opportunities: Held a hearing on the Federal Role in Education Policy. Testimony was heard from Richard W. Riley, Secretary of Education; Tommy Thompson, Governor, State of Wisconsin; and Bret Schundler, Mayor, Jersey City, State of New Jersey.

EVALUATING U.S. FOREIGN POLICY

Committee on International Relations: Held a hearing on Evaluating U.S. Foreign Policy. Testimony was heard from James A. Baker III, former Secretary of State.

UNFUNDED MANDATE REFORM ACT

Committee on Rules: Ordered reported, by a recorded vote of 9 to 4, H.R. 5, Unfunded Mandate Reform Act of 1995.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on proposals contained in the Contract With America. Testimony was heard from the following Governors: William F. Weld, Massachusetts; Howard Dean, M.D., Vermont; and George E. Pataki, New York; the following Mayors: Stephen Goldsmith, Indianapolis, State of Indiana; and Edward G. Rendall, Philadelphia, Pennsylvania; Eloise Anderson, Director, Department of Social Services, State of California; and public witnesses.

Hearings continue January 17.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Oversight met for organizational purposes.

Joint Meetings

LINE ITEM VETO

Joint Hearing: Senate Committee on Governmental Affairs concluded joint hearings with the House Committee on Government Reform and Oversight on H.R. 2, to give the President of the United States line item veto authority over appropriation acts and targeted tax benefits in revenue acts, after receiving testimony from Senators McCain and Coats; Representatives Quinn, Neumann, and Castle; Alice M. Rivlin, Director, Office of Management and Budget; Robert D. Reischauer, Director, Congressional Budget Office; Gilbert S. Merritt, Chief Judge, Sixth Circuit of the United States Court of Appeals (Nashville, Tennessee), on behalf of the Judicial Conference of the United States; Massachusetts Governor William Weld, Boston; and John Winkelmann, Citizens Against Government Waste, David L. Keating, National Taxpayers Union, and Norman J. Ornstein, American Enterprise Institute for Public Policy Research, all of Washington, D.C.

Friday, January 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 1252–1308

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 226–230, S.J. Res. 17, and S. Res. 53.

Page 1289

Measures Reported: Reports were made as follows:

S. Res. 53, authorizing expenditures by the Committee on Agriculture, Nutrition and Forestry. (S. Rept. No. 104–3)

Page 1289

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows:

Pages 1263, 1272

Adopted:

(1) By a unanimous vote of 88 yeas (Vote No. 18), Dorgan Modified Amendment No. 18, to provide for certain studies and reports to be performed by the Advisory Commission on Intergovernmental Relations.

Page 1285

(2) By a unanimous vote of 88 yeas (Vote No. 19), Kempthorne Amendment No. 19, to include, in reports on Federal mandates, a description of the actions taken by the committee to avoid any adverse impact on the private sector or the competitive balance between the public sector and the private sector.

Page 1285

Pending:

Committee amendment number 9, beginning on page 15, line 6, to modify language relating to reports on Federal mandates.

Page 1272

Senate will resume consideration of the bill on Tuesday, January 17.

Communications: Page 1289

Statements on Introduced Bills: Page 1289

Additional Cosponsors: Page 1298

Amendments Submitted: Page 1298

Additional Statements: Page 1299

Record Votes: Two record votes were taken today. (Total–19)

Page 1285

Recess: Senate convened at 9 a.m., and recessed at 4:46 p.m., until 9:15 a.m., on Tuesday, January 17, 1995. (For Senate's program, see the remarks of the majority leader in today's RECORD on page 1300.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 499–523; 1 private bill, H.R. 524; and 1 resolution, H.J. Res. 54 were introduced.

Page 1260

Reports Filed: Reports were filed as follows:

H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector, amended (H. Rept. 104–1, Part I); and (H. Rept. 104–1, Part II).

Page 1260

Late Report: Committee on Government Reform and Oversight received permission to have until midnight tonight to file a report on H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector.

Page 1255

Legislative Program: The majority leader announced the legislative program for the week of January 16. Agreed to adjourn from Friday to Tuesday.

Page 1257

Meeting Hour: Agreed to meet at 9:30 a.m. on Tuesday, January 17.

Page 1258

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of January 18.

Page 1258

Senate Messages: Messages received from the Senate today appear on page 1252.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 1262.

Adjournment: Met at 10 a.m. and adjourned at 10:55 a.m.

Committee Meetings

PERSONAL RESPONSIBILITY ACT; COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on H.R. 4, Personal Responsibility Act. Testimony was heard from the following Governors: John Engler, Michigan; and Thomas R. Carper, Delaware; Mary Jo Bane, Assistant Secretary, Children and Families, Department of Health and Human Services; and public witnesses.

Hearings continue January 20.

Prior to the hearing, the subcommittee met for organizational purposes.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, January 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 1309–1437

Measures Introduced: Two bills and ten resolutions were introduced, as follows: S. 231 and 232; S.J. Res. 18 and 19; and S. Res. 54–61.

Page 1412

Measures Reported: Reports were made as follows:

S. Res. 54, authorizing expenditures by the Judiciary Committee.

S. Res. 56, authorizing expenditures by the Committee on Commerce, Science, and Transportation.

Page 1412

Measures Passed:

Majority Committee Appointments: Senate agreed to S. Res. 57, making majority party appointments to the Small Business and Aging Committees for the 104th Congress.

Page 1423

Joint Committee Membership: Senate agreed to S. Res. 58, providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee of Congress on the Library.

Page 1423

Printing Authority: Senate agreed to S. Res. 59, to authorize the printing of a collection of the rules of the committees of the Senate.

Page 1423

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows:

Pages 1368, 1395

Rejected:

Committee amendment number 9, beginning on page 15, line 6, to modify language relating to reports on Federal mandates. (By 55 yeas to 39 nays (Vote No. 20), Senate tabled the amendment.)

Page 1383

Committee amendment number 10, beginning on page 15, line 23, relating to committee report requirements under Federal intergovernmental mandates. (By 52 yeas to 42 nays (Vote No. 21), Senate tabled the amendment.)

Page 1395

Pending:

Committee amendment number 11, beginning on page 25, line 11, pertaining to committee jurisdiction. (By 27 yeas to 66 nays (Vote No. 22), Senate failed to table the amendment.)

Page 1406

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, January 19.

Page 1407

Senate will resume consideration of the bill on Wednesday, January 18.

Messages From the House: **Page 1410**

Communications: **Page 1411**

Statements on Introduced Bills: **Page 1412**

Additional Cosponsors: **Page 1416**

Authority for Committees: **Page 1423**

Record Votes: Three record votes were taken today. (Total—22)

Pages 1383, 1406

Recess: Senate convened at 9:15 a.m., and recessed at 7:37 p.m., until 11:30 a.m., on Wednesday, January 18, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 1423.)

Committee Meetings

WORLD THREAT TO U.S. ASSESSMENT

Committee on Armed Services: Committee met in open and closed sessions to receive a briefing on current and projected worldwide threats to United States' security and interests from Adm. William O. Studeman, USN, Acting Director of Central Intelligence; Lt. Gen. James R. Clapper, Jr., USAF, Director, Defense Intelligence Agency; Douglas J. MacEachin, Deputy Director for Intelligence, Central Intelligence Agency; and Christine Williams, Chairman, National Intelligence Council.

Committee recessed subject to call.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Committee resumed markup of S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget, but did not complete action thereon, and will continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 525–550; one private bill, H.R. 551; and four resolutions, H. Con. Res. 14 and H. Res. 35–37, were introduced.

Page 1361

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Barrett to act as Speaker pro tempore for today.

Page 1308

Recess: House recessed at 9:47 a.m. and reconvened at 11:00 a.m.

Page 1309

Trade Agreements: The Speaker selected, upon the recommendation of the Chairman of the Committee on Ways and Means, the following members of that committee to be accredited by the President as official advisers to the United States delegations to international conferences, meetings, and negotiation sessions relating to trade agreements during the first session of the One Hundred Fourth Congress on the part of the House: Representatives Archer, Crane, Thomas of California, Gibbons, and Rangel.

Page 1310

Accrued Annual Leave: House agreed to H. Res. 35, providing for payment of a lump sum for accrued annual leave to eligible former employees of the House of Representatives.

Page 1314

Agreed to the Thomas of California amendment that changes separation dates for employees eligible for lump-sum payment for accrued annual leave to begin on December 31, 1994, or January 1, 2, or 3, 1995.

Page 1315

Congressional Accountability Act: By a yea-and-nay vote of 390 yeas, Roll No. 16, the House voted to suspend the rules and pass S. 2, to make certain laws applicable to the legislative branch of the Federal Government—clearing the measure for the President.

Pages 1315, 1350

Recess: House recessed at 2:03 p.m. and reconvened at 5:00 p.m.

Page 1350

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 1362.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 1350. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 6:32 p.m.

Committee Meetings

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on proposals contained in the Contract With America, with emphasis on provisions to strengthen the American family. Testimony was heard from Senator Grams, Representative Hutchinson, and public witnesses.

Hearings continue tomorrow.

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Wednesday, January 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 1439–1597

Measures Introduced: Ten bills and four resolutions were introduced, as follows: S. 233–242, S.J. Res. 20, and S. Res. 62–64.

Page 1524

Measures Reported: Reports were made as follows:

Special Report entitled "Committee Activities of the Select Committee on Intelligence for the period January 4, 1993, through December 1, 1994." (S. Rept. No. 104–4).

S. Res. 62, authorizing expenditures by the Committee on Labor and Human Resources.

S. Res. 64, authorizing expenditures by the Committee on Veterans' Affairs.

Page 1524

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows:

Page 1477

Adopted:

(1) By 99 yeas to 1 nay (Vote No. 23), Dole Modified Amendment No. 139 (to Amendment No. 31), in the nature of a substitute.

Page 1494

(2) By 93 yeas to 5 nays (Vote No. 24), Bradley Amendment No. 141 (to Amendment No. 31), to express the sense of the Senate that States should not shift costs to local governments.

Pages 1501, 1512, 1514

(3) By a unanimous vote of 99 yeas (Vote No. 25), Boxer Amendment No. 142 (to Amendment No. 31), to express the sense of the Senate that the Attorney General should act immediately to protect reproductive health care clinics.

Pages 1502, 1515

Pending:

Committee amendment number 11, beginning on page 25, line 11, pertaining to committee jurisdiction.

Page 1477

Gorton Amendment No. 31 (to committee amendment number 11), to prohibit the approval or certification of certain national history standards proposed by the National Center for History in Schools.

Page 1479

Levin/Kempthorne/Glenn Amendment No. 143, to provide for the infeasibility of the Congressional Budget Office making a cost estimate for Federal intergovernmental mandates.

Page 1513

Bumpers Amendment No. 144 (to Amendment No. 31), to authorize collection of certain State and local taxes with respect to the sale, delivery, and use of tangible personal property.

Page 1515

During consideration of this measure today, by unanimous-consent, committee amendment number 11, beginning on page 25, line 11, pertaining to committee jurisdiction, was modified.

Page 1518

A unanimous-consent agreement was reached providing for further consideration of the bill and Levin Amendment No. 143, listed above, on Thursday, January 19, with a vote to occur thereon at 11:30 a.m., following which Senate will vote on a motion to close further debate on the bill.

A second motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Friday, January 20.

Page 1519

Senate will resume consideration of the bill on Thursday, January 19.

Nominations Received: Senate received the following nominations:

S. David Fineman, of Pennsylvania, to be a Governor of the United States Postal Service for the term expiring December 8, 2003.

Page 1585

Communications: **Page 1524**

Statements on Introduced Bills: **Page 1525**

Additional Cosponsors: **Page 1552**

Amendments Submitted: **Page 1552**

Notices of Hearings: **Page 1582**

Authority for Committees: **Page 1582**

Additional Statements: **Page 1582**

Record Votes: Three record votes were taken today. (Total—25)

Pages 1494, 1514, 1515

Recess: Senate convened at 11:30 a.m., and recessed at 9:17 p.m., until 9 a.m., on Thursday, January 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 1585.)

Committee Meetings

LINE-ITEM VETO

Committee on the Budget: Committee concluded hearings on S. 4, to grant the power to the President to reduce budget authority, and S. 14, to provide for the expedited consideration of certain proposed cancellations of budget items, after receiving testimony from Senators McCain, Coats, and Bradley; and Alice M. Rivlin, Director, Office of Management and Budget.

BALANCED BUDGET AMENDMENT

Committee on the Judiciary: Committee ordered favorably reported S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget.

ORGANIZATIONAL MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported an original resolution (S. Res. 62), requesting $4,018,405 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $4,111,256 for operating expenses for the period from March 1, 1996 through February 28, 1997.

Also, committee adopted its rules of procedure for the 104th Congress, and announced the following subcommittee assignments:

Subcommittee on Aging: Senators Gregg (Chairman), Kassebaum, Coats, Ashcroft, Mikulski, Simon, Wellstone, and Kennedy (ex officio).

Subcommittee on Children and Families: Senators Coats (Chairman), Jeffords, DeWine, Ashcroft, Abraham, Kassebaum (ex officio), Dodd, Pell, Harkin, Wellstone, and Kennedy (ex officio).

Subcommittee on Disability Policy: Senators Frist (Chairman), Jeffords, DeWine, Gorton, Kassebaum (ex officio), Harkin, Kennedy, and Simon.

Subcommittee on Education, Arts, and Humanities: Senators Jeffords (Chairman), Kassebaum, Coats, Gregg, Frist, DeWine, Ashcroft, Abraham, Gorton, Pell, Kennedy, Dodd, Simon, Harkin, Mikulski, and Wellstone.

JOB CORPS PROGRAM

Committee on Labor and Human Resources: Committee held oversight hearings to examine performance, accountability, and the incidence of violence at Job Corps sites, receiving testimony from Gerald W. Peterson, Millersville, Maryland, former Assistant Inspector General for Audit, Department of Labor; Ron Stallworth, Utah Department of Public Safety, Salt Lake City; Fred Freeman, Jr., Carlisle, Pennsylvania; Rhonda Wheeler, Ventura, California; Randall B. Godinet, San Diego, California; Shirley D. Sakos, Piscataway, New Jersey; Karen Anderson, St. Paul, Minnesota; and Luis Melendez, New York, New York.

Hearings continue tomorrow.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee held hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees for periods from March 1, 1995, through February 29, 1996, and from March 1, 1996, through February 28, 1997, as follows:

Committee on the Budget: (S. Res. 50), Senators Domenici and Exon;

Committee on Energy and Natural Resources: (S. Res. 39), Senators Murkowski and Johnston;

Committee on Finance: (S. Res. 36), Senators Packwood and Moynihan;

Special Committee on Aging: (S. Res. 55), Senators Cohen and Pryor;

Committee on Agriculture, Nutrition, and Forestry: (S. Res. 53), Senators Lugar and Leahy;

Committee on the Judiciary: (S. Res. 54), Senators Hatch and Biden;

Committee on Foreign Relations: (S. Res. 41), Senators Helms and Pell; and

Committee on Small Business: (S. Res. 51), Senators Bond and Bumpers.

Hearings continue tomorrow.

COMMITTEE BUDGET

Committee on Veterans' Affairs: Committee approved for reporting an original resolution (S. Res. 64), requesting $1,036,481 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $1,060,341 for operating expenses for the period from March 1, 1996 through February 28, 1997.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, January 25.

House of Representatives

Chamber Action

Bills Introduced: Fourteen public bills, H.R. 552–565; and one resolution, H.J. Res. 55, were introduced.

Page 1465

Reports Filed: The following reports were filed as follows:

H. Res. 38, providing for the consideration of H.R. 5, the Unfunded Mandate Reform Act of 1995 (H. Rept. 104–2); and

H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, amended (H. Rept. 104–3).

Page 1465

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Stearns to act as Speaker pro tempore for today.

Page 1439

Ruling of the Chair: By a yea-and-nay vote of 214 yeas to 169 nays, Roll No. 17, agreed to the Linder motion to table the Volkmer motion to appeal a ruling of the Chair.

Page 1441

Subsequently agreed to strike certain words from the RECORD (agreed to by a yea-and-nay vote of 217 yeas to 178 nays, Roll No. 18).

Page 1442

Motion to Adjourn: By a yea-and-nay vote of 152 yeas to 247 nays, Roll No. 19, rejected the Mfume motion to adjourn.

Page 1445

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 1441, 1442, 1446.

Adjournment: Met at 11:00 a.m. and adjourned at 3:05 p.m.

Committee Meetings

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Downsizing Government. Testimony was heard from Vic Rezendes, Director, Energy Issues, GAO; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on the Secretary of the Interior. Testimony was heard from Bruce Babbitt, Secretary of the Interior.

LABOR—HHS—EDUCATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor—Health and Human Services—Education (and Related Agencies) held a hearing on Secretary of Education/Downsizing/GAO, and on Secretary of Labor/Downsizing/GAO. Testimony was heard from Richard W. Riley, Secretary of Education; Robert B. Reich, Secretary of Labor; officials of GAO; and public witnesses.

TREASURY—POSTAL SERVICE—GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury—Postal Service—General Government held a hearing on Downsizing Government/Federal Personnel. Testimony was heard from public witnesses.

CONTRACT WITH AMERICA: WELFARE REFORM

Committee on Economic and Educational Opportunities: Held a hearing on Contract With America: Welfare Reform. Testimony was heard from Gerald Miller, Director, Department of Social Services, State of Michigan; and public witnesses.

CURRENT INTELLIGENCE AND OPERATIONS

Committee on National Security: Met in executive session to receive a briefing on current intelligence and operations. The Committee was briefed by the following officials of the Joint Chiefs of Staff, Department of Defense: Maj. Gen. Patrick M. Hughes, USA, Director, Intelligence (J–2); and Maj. Gen. Jared Bates, USA, Deputy Director, Operations (J–3).

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following measures: H.R. 101, amended, to transfer a parcel of land to the Taos Indians of New Mexico; H.R. 256, to withdraw and reserve certain public lands and minerals within the State of Colorado for military use; H.R. 400, to provide for the exchange of lands within the Gates of the Arctic National Wildlife Park and Preserve; H.R. 440, to provide for the conveyance of lands to certain individuals in Butte County, CA; and H.J. Res. 50, designate the visitors center at the Channel Islands National Park, CA, as the "Robert J. Lagomarsino Visitors Center."

UNFUNDED MANDATE REFORM ACT

Committee on Rules: By a record vote of 8 to 3, granted an open rule with two hours of debate, divided between the Committees on Government Reform and Oversight and Rules, on H.R. 5, Unfunded Mandate Reform Act of 1995. The rule makes in order an amendment in the nature of a substitute printed in the Rules Committee report as original text for amendment purposes, to be considered by title rather than section. The rule also gives priority in recognition to Members who have pre-printed amendments in the CONGRESSIONAL RECORD prior to their consideration. The rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Clinger and Representatives Collins of Illinois, Moran, and Sabo.

CONTRACT WITH AMERICA—SMALL BUSINESS TAX PROPOSALS

Committee on Small Business: Held a hearing on Tax Policy and Small Business (overview of small business tax proposals as contained in the Contract With America and beyond). Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation met for organizational purposes.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on proposals contained in the Contract With America, with emphasis on provisions to strengthen the American family. Testimony was heard from Representatives Dornan, Smith of New Jersey, Vucanovich, Buyer, and Weller; and public witnesses.

Hearings continued tomorrow.

* * *

Thursday, January 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 1598–1829

Measures Introduced: Nine bills and four resolutions were introduced, as follows: S. 243–251, S.J. Res. 21–22, and S. Con. Res. 2–3.

Page 1764

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, taking action on amendments proposed thereto, as follows:

Pages 1695, 1760

Adopted:

(1) By a unanimous vote of 99 yeas (Vote No. 26), Levin/Kempthorne/Glenn Amendment No. 143, to provide for the infeasibility of the Congressional Budget Office making a cost estimate for Federal intergovernmental mandates.

Page 1699

(2) Nickles Amendment No. 169 (to Amendment No. 31), to require agencies to report on a proposed regulation's cost to the private sector if it is in excess of $100 million annually.

Page 1738

(3) By a unanimous vote of 96 yeas (Vote No. 30), Levin Modified Amendment No. 170, to include gender in the statutory rights prohibiting discrimination to which the Act shall not apply.

Pages 1744, 1754

Rejected:

(1) Bumpers Amendment No. 144 (to Amendment No. 31), to authorize collection of certain State and local taxes with respect to the sale, delivery, and use of tangible personal property. (By 73 yeas to 25 nays (Vote No. 28), Senate tabled the amendment.)

Page 1695, 1713

(2) Lieberman Amendment No. 151 (to Amendment No. 31), to exclude laws and regulations applying equally to governmental entities and the private sector. (By 53 yeas to 44 nays (Vote No. 29), Senate tabled the amendment.)

Page 1715

(3) Wellstone/Dodd Amendment No. 171 (to Amendment No. 31), to prohibit the consideration of legislation reported by a Congressional committee which does not contain an analysis of the probable impact of the legislation on children. (By 55 yeas to 42 nays (Vote No. 31), Senate tabled the amendment.)

Page 1751

(4) Gorton Amendment No. 31 (to committee amendment number 11), to prohibit the approval or certification of certain national history standards proposed by the National Center for History in Schools. (By 54 yeas to 43 nays (Vote No. 32), Senate tabled the amendment.)

Pages 1695, 1758

(5) Committee amendment number 11, beginning on page 25, line 11, pertaining to committee jurisdiction. (By 55 yeas to 42 nays (Vote No. 33), Senate tabled the amendment.)

Pages 1695, 1758

(6) Committee amendment number 12, beginning on page 27, line 9, to establish determinations of applicability to pending legislation and of Federal mandate levels. (By 55 yeas to 42 nays (Vote No. 34), Senate tabled the amendment.)

Page 1759

(7) Committee amendment number 13, on page 33, line 11, to provide for consideration of legislation. (By 55 yeas to 42 nays (Vote No. 35), Senate tabled the amendment.)

Page 1759

(8) Committee amendment number 14, beginning on page 34, line 10, to make provisions applicable of the Administrative Procedure Act. (By 55 yeas to 42 nays (Vote No. 36), Senate tabled the amendment.)

Page 1759

During consideration of this bill today, the Senate also took the following action:

By 54 yeas to 44 nays (Vote No. 27), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the bill.

Page 1701

A third motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Saturday, January 21.

Page 1758

Subsequently, the vote on the cloture motion scheduled to occur on Friday, January 20, and the vote on the cloture motion, listed above, were vitiated.

Page 1760

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 1760

Message from the President: Senate received the following message from the President of the United States: Transmitting the Agreement between the Government of the United States of America and the Government of the Republic of Estonia Extending the Agreement of June 1, 1992, Concerning Fisheries Off the Coast of the United States; which was referred jointly, pursuant to 16 U.S.C. 1823(b), to the Committee on Commerce, Science, and Transportation, and to the Committee on Foreign Relations. (PM–1).

Page 1764

Messages From the President: **Page 1764**

Statements on Introduced Bills: **Page 1765**

Additional Cosponsors: **Page 1801**

Amendments Submitted: **Page 1803**

Notices of Hearings: **Page 1806**

Authority for Committees: **Page 1806**

Additional Statements: **Page 1806**

Record Votes: Eleven record votes were taken today. (Total—36)

Pages 1699, 1701, 1713, 1737, 1754, 1757

Recess: Senate convened at 9 a.m., and recessed at 11:55 p.m., until 10 a.m., on Friday, January 20, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 1815.)

Committee Meetings

EDUCATION REFORM/CHARTER SCHOOLS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings on issues relating to the restructuring and improving public education in America, focusing on the Federal charter school program, after receiving testimony from Linda G. Morra, Director of Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Louann A. Bierlein, Arizona State University, Tempe; and Linda Powell, Minnesota Commissioner of Education, and Milo J. Cutter, City Academy, both of St. Paul.

FUTURE OF HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings to examine the management and budgetary situation at the Department of Housing and Urban Development, after receiving testimony from Henry G. Cisneros, Secretary, and Susan Gaffney, Inspector General, both of the Department of Housing and Urban Development; Judy A. England-Joseph, Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; and R. Scott Fosler and Feather O'Connor Houstoun, both of the National Academy of Public Administration, Washington, D.C.

ARMED FORCES

Committee on Armed Services: Committee held hearings to examine the condition of the United States Armed Forces and its future trends, receiving testimony from Maj. Gen. Douglas D. Buchholz, USA, Commanding General, U.S. Army Signal Center and Fort Gordon; Commander James G. Stavridis, USN, Commanding Officer, USS *John Barry* (DDG 52); Col. Jennings B. Beavers II, USMC, Commanding Officer, 8th Marine Infantry Regiment, 2nd Marine Division; Lt. Col. Mark G. Beesley, USAF, Commanding Officer, 494th Fighter Squadron, United States Air Force Europe; Edwin Dorn, Under Secretary (Personnel and Readiness), and John J. Hamre, Comptroller, both of the Department of Defense; and Adm. William A. Owens, USN, Vice Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Robert Pitofsky, of Maryland, to be a Federal Trade Commissioner, after the nominee, who was introduced by Senator Sarbanes, testified and answered questions in his own behalf.

NUCLEAR SAFETY: U.S.-NORTH KOREAN NUCLEAR ACCORD

Committee on Energy and Natural Resources: Committee concluded hearings to examine the impact of the agreement between the United States and the Democratic People's Republic of Korea regarding the North Korea nuclear program on the Department of Energy and U.S. energy policy, after receiving testimony from Senator McCain; Charles B. Curtis, Under Secretary of Energy; Ashton B. Carter, Assistant Secretary of Defense for International Security Policy; Gary Samore, Deputy to the Ambassador at Large, Department of State; Ivan Selin, Chairman, Nuclear Regulatory Commission; Morris Rosen, Assistant Secretary General and Director of Nuclear Safety, International Atomic Energy Agency (United Nations); Caspar W. Weinberger, former Secretary of Defense; Gary Milhollin, University of Wisconsin Law School, Madison, on behalf of the Wisconsin Project on Nuclear Arms Control; and Nicholas N. Eberstadt, American Enterprise Institute, Washington, D.C.

JOB CORPS PROGRAM

Committee on Labor and Human Resources: Committee concluded hearings to examine performance, accountability, and the incidence of violence at Job Corps sites, after receiving testimony from Doug Ross, Assistant Secretary for Employment and Training Administration, and Peter E. Rell, Director, and John Deering, Admissions Counselor (Region Five), both of the Job Corps, all of the Department of Labor; Larry King, Pine Knot, Kentucky, on behalf of the National Federation of Federal Employees/Forest Service Council; Mary S. Young, David L. Carrasco Job Corps Center, El Paso, Texas; Jamison Gorby, Red Rock Job Corps Center, Lopez, Pennsylvania; Curtis Gadsden, Mahwah, New Jersey; Robert Belfon, Piscataway, New Jersey; and John C. McCay, Irving, Texas.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee concluded hearings after receiving testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees for periods from March 1, 1995, through February 29, 1996, and from March 1, 1996, through February 28, 1997, as follows:

Select Committee on Intelligence: (S. Res. 43), Senators Specter and Kerrey;

Committee on Appropriations: (S. Res. 38), Senator Hatfield;

Committee on Labor and Human Resources: (S. Res. 62), Senators Kassebaum and Kennedy;

Committee on Indian Affairs: (S. Res. 40), Senators McCain and Inouye;

Committee on Commerce, Science, and Transportation: (S. Res. 56), Senators Pressler and Hollings;

Committee on Banking, Housing, and Urban Affairs: (S. Res. 52), Senators D'Amato and Sarbanes;

Committee on Governmental Affairs: (S. Res. 45), Senators Roth and Glenn;

Committee on Veterans Affairs: (S. Res. 64), Senators Simpson and Rockefeller;

Committee on Armed Services: (S. Res.), Senators Thurmond and Nunn; and

Committee on Environment and Public Works: (S. Res. 48), Senators Chafee and Baucus.

Committee will begin consideration of the committee budget requests on Wednesday, January 25.

House of Representatives

Chamber Action

Bills Introduced: Thirty-one public bills, H.R. 566–596; and seven resolutions, H.J. Res. 56–60 and H. Res. 39–40, were introduced.

Page 1669

Report Filed: One report was filed as follows: Report entitled "Summary of Activities of the Committee on Banking, Finance and Urban Affair During the 103d Congress" (H. Rept. 103–892), filed on January 2).

Page 1669

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Dreier to act as Speaker pro tempore for today.

Page 1598

Journal: By a yea-and-nay vote of 218 yeas to 187 nays, Roll No. 20, the House approved the Journal of January 18.

Page 1598

Unfunded Mandates Reform: House completed all general debate on H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector; but came to no resolution thereon. Consideration of amendments will begin on January 20.

Page 1614

H. Res. 38, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 350 yeas to 71 nays, Roll No. 21

Page 1612

Joint Economic Committee: The Speaker appointed Representatives Saxton, Ewing, Quinn, Manzullo, Sanford, Thornberry, Stark, Obey, Hamilton, and Mfume as members of the Joint Economic Committee on the part of the House.

Page 1640

House of Representatives Page Board: Read a letter from the Minority Leader wherein he appointed Representative Kildee to serve on the House of Representatives Page Board for the 104th Congress.

Page 1641

Presidential Message—Fisheries Off the Coasts of the United States: Read a message from the President wherein he transmits the Agreements between the Government of the United States of America and the Government of the Republic of Estonia extending the Agreement of June 1, 1992, to June 30, 1996—referred to the Committee on Resources and ordered printed (H. Doc. 104–21).

Page 1641

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 1641.

Quorum Calls—Votes: Two yea-and-nay votes were developed during the proceedings of the House today and appear on pages 1598, 1612. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 5:59 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on Secretary of Energy, and on Chief of Forest Service. Testimony was heard from Hazel R. O'Leary, Secretary of Energy; and Jack W. Thomas, Chief, Forest Service, USDA.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor—Health and Human Services—Education (and Related Agencies) held a hearing on Corporation for Public Broadcasting. Testimony was heard from Senator Pressler; Representatives Rohrabacher, Boehlert, Markey, Hefley, Crane, and Engel; the following officials of the Corporation for Public Broadcasting: Richard Carlson, President and CEO; and Henry Cauthen, Chairman, Board of Trustees; and public witnesses.

TREASURY—POSTAL SERVICE—GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury—Postal Service—General Government held a hearing on Downsizing Government/GSA Construction and Leasing. Testimony was heard from public witnesses.

COMMON SENSE LEGAL REFORMS ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 10, Common Sense Legal Reforms Act of 1995 (Title II, Reform of Private Securities Litigation). Testimony was heard from public witnesses.

CONTRACT WITH AMERICA: WELFARE REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on Contract With America: Welfare Reform/JOBS Program. Testimony was heard from William Waldman, Commissioner, Department of Human Services, State of New Jersey; Michael Genest, Deputy Director, Welfare Programs Division, Department of Social Services, State of California; Jean Rogers, Administrator, Division of Economic Support, Department of Health and Human Services, State of Wisconsin; and a public witness.

REGULATORY TRANSITION ACT

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, National Resources and Regulatory Affairs held a hearing on H.R. 450, Regulatory Transition Act of 1995. Testimony was heard from Representatives DeLay, Bliley, and Gekas; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Jim Strock, Environmental Protection Agency, State of California; and public witnesses.

EVALUATING U.S. FOREIGN POLICY

Committee on International Relations: Continued hearings on Evaluating U.S. Foreign Policy, Part II. Testimony was heard from Zbigniew Brzezinski, former National Security Adviser; and a public witness.

Hearings continue January 26.

TAKING BACK OUR STREETS ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on issues related to H.R. 3, Taking Back Our Streets Act of 1995. Testimony was heard from John Schmidt, Associate Attorney General, Department of Justice; Daniel E. Lungren, Attorney General, State of California; James E. Gilmore III, Attorney General, State of Virginia; Robert H. Macy, District Attorney, Oklahoma City, State of Oklahoma; Lynne Abraham, District Attorney, Philadelphia, State of Pennsylvania; and public witnesses.

Hearings continue tomorrow.

ADEQUACY OF THE ADMINISTRATION'S DEFENSE FUNDING PLAN

Committee on National Security: Held a hearing on the adequacy of the Administration's defense funding plan. Testimony was heard from Cindy Williams, Assistant Director, National Security Division, CBO; Henry L. Hinton, Jr., Assistant Comptroller General, National Security and International Affairs, GAO; and public witnesses.

TAX—HOME OFFICE DEDUCTION AND INDEPENDENT CONTRACTOR STATUS

Committee on Small Business: Held a hearing on Tax—Home Office Deduction. Testimony was heard from Representative Allard; and public witnesses.

The Committee also held a hearing on Tax—Independent Contractor Status. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment met for organizational purposes.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on proposals contained in the Contract With America, with emphasis on provisions to strengthen the American family. Testimony was heard from Representative Roth; and public witnesses.

Hearings continue January 24.

INTELLIGENCE SUPPORT TO THE U.N.

Permanent Select Committee on Intelligence: Held a hearing on Intelligence Support to the United Nations. Testimony was heard from the following officials of the Department of State: Toby T. Gati, Assistant Secretary, Bureau of Intelligence and Research; and Ambassador K. F. Inderfurth, Deputy U.S. Permanent Representative to the United Nations; Ambassador Hugh Montgomery, Special Assistant to the Director of Intelligence for Foreign Intelligence Relationships, CIA; and Maj. Gen. Patrick M. Hughes, USA, Director of Intelligence, J–2, Joint Chiefs of Staff, Department of Defense.

Joint Meetings

CHECHNYA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings on the Russian assault on the Chechen Republic, focusing on its impact on

Russian domestic policy and implications for international relations in the post-Cold-War period, receiving testimony from Elena Bonner, Moscow, Russia; Mohammed Shashani, Chechen-Ingush Society of America, Pittsburgh, Pennsylvania; and Paul Goble, Carnegie Endowment for International Peace, Charles Fairbanks, Johns Hopkins Foreign Policy Institute, and Maryam Elahi, Amnesty International, all of Washington, D.C.

Hearings were recessed subject to call.

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Friday, January 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 1830–1944

Measures Introduced: Six bills and four resolutions were introduced, as follows: S. 252–257, and S. Res. 65–68. **Page 1850**

Measures Reported: Reports were made as follows:

S. Res. 65, authorizing expenditures by the Committee on Armed Services. **Page 1850**

Measures Passed:

National History/Educational Standards: Senate agreed to S. Res. 66, to express the sense of the Senate regarding national history standards developed by the National Center for History in the Schools. **Page 1864**

Protection of Reproductive Health Clinics: Senate agreed to S. Res. 67, to express the sense of the Senate that the Attorney General should act immediately to protect reproductive health care clinics. **Page 1864**

Unfunded Mandates/Local Governments: Senate agreed to S. Res. 68, to express the sense of the Senate that States should not shift costs to local governments. **Page 1863**

Appointments:

Washington's Farewell Address: The Chair, on behalf of the Vice President, pursuant to the order of the Senate of January 24, 1901, appointed Senator Thomas to read Washington's Farewell Address on February 22, 1995. **Page 1832**

Messages From the House: **Page 1849**

Communications: **Page 1849**

Statements on Introduced Bills: **Page 1851**

Additional Cosponsors: **Page 1862**

Additional Statements: **Page 1778**

Recess: Senate convened at 10 a.m., and recessed at 1:35 p.m., until 9:30 a.m., on Monday, January 23, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 1865.)

Committee Meetings

COMMITTEE BUDGET REQUEST

Committee on Armed Services: Committee approved for reporting an original resolution (S. Res. 65) requesting $2,948,079 for operating expenses for the period from March 1, 1995 through February 29, 1996, and $3,015,532 for the period from March 1, 1996 through February 28, 1997.

House of Representatives

Chamber Action

Bills Introduced: Twenty-nine public bills, H.R. 597–625; two private bills, H.R. 626–627; and three resolutions, H. Con. Res. 15 and H. Res. 41–42, were introduced. **Page 1921**

Unfunded Mandate Reform: House continued consideration of H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector; but came to no resolution thereon. Consideration of amendments will resume on Monday, January 23. **Page 1869**

Agreed to the Fattah amendment that requires the Commission on Unfunded Mandates to investigate and review the role of unfunded State and local mandates on local governments, the private sector, and individuals. **Page 1874**

Rejected:

The Lofgren amendment that sought to provide that Congress not impose any Federal mandate on a State, including a requirement to pay matching amounts, unless the State is prohibited by Federal law from requiring, without local government consent, that the local government perform activities in compliance with a mandate (rejected by a recorded vote of 157 ayes to 267 noes, Roll No. 22); **Page 1873**

The Taylor of Mississippi en bloc amendment that sought to provide that provisions would not apply to existing laws and regulations establishing effluent limitations restricting types and quantities of pollutants that may be discharged into U.S. waters by sewage treatment plants, factories, and other facilities (rejected by a recorded vote of 173 ayes to 249 noes, Roll No. 23); and

Page 1888

The Towns en bloc amendment that sought to provide that provisions would not apply to existing laws and regulations pertaining to State and local government activities that involve interstate matters which could impact on the health or safety of residents of other States (rejected by a recorded vote of 153 ayes to 252 noes, Roll No. 24).

Page 1899

Legislative Program: The Majority Leader announced the legislative program for the week of January 23. Agreed to adjourn from Friday to Monday.

Page 1886

Meeting Hour: Agreed to meet at 12:30 p.m. on Monday, January 23.

Page 1904

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of January 25.

Page 1904

Committee Elections: House agreed to the following resolutions electing Members to the Committee on Standards of Official Conduct:

H. Res. 41, electing Representatives Johnson of Connecticut, Chairman, Bunning of Kentucky, Goss, Hobson, and Schiff; and

Page 1909

H. Res. 42, electing Representatives McDermott, Cardin, Pelosi, Borski, and Sawyer.

Page 1909

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 1923.

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 1873, 1888, 1899. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:54 p.m.

Committee Meetings

TAKING BACK OUR STREETS ACT

Committee on the Judiciary: Subcommittee on Crime concluded hearings on issues related to H.R. 3, Taking Back Our Streets Act of 1995. Testimony was heard from public witnesses.

TAX-DEDUCTIBILITY OF HEALTH INSURANCE COSTS BY THE SELF-EMPLOYED

Committee on Small Business: Held a hearing on Tax-Deductibility of Health Insurance Costs by the Self-Employed. Testimony was heard from public witnesses.

SENIOR CITIZENS' EQUITY ACT; COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Health held a hearing on tax incentives for long-term care insurance as part of H.R. 8, Senior Citizens' Equity Act. Testimony was heard from David Guttchen, Project Director, Partnership for Long-Term Care, State of Connecticut; Gail Holubinka, Director, Partnership for Long-Term Care, State of New York; Kevin Mahoney, Project Director, Partnership for Long-Term Care, State of California; David Allen, Executive Officer, Welfare Fund, New York City; and public witnesses.

Prior to the hearing, the Subcommittee met for organizational purposes.

PERSONAL RESPONSIBILITY ACT

Committee on Ways and Means: Subcommittee on Human Resources continued hearings on H.R. 4, Personal Responsibility Act, with emphasis on Illegitimacy and Welfare. Testimony was heard from Ruth Wasem, Specialist in Social Legislation, CRS, Library of Congress; and public witnesses.

Hearings continue January 23.

Joint Meetings

BALANCED BUDGET AMENDMENT

Joint Economic Committee: Committee held hearings to examine the proposed Balanced Budget Amendment, focusing on the inclusion of a tax limitation, receiving testimony from Senator Kyl; Representatives Barton and McDermott; Virginia Governor George Allen, Richmond; New Hampshire Governor Stephen Merrill, Concord; William A. Niskanen, Cato Institute, and Lawrence Chimerine, Economic Strategy Institute, both of Washington, D.C.; Lewis K. Uhler, National Tax Limitation Committee, Alexandria, Virginia; and Milton Friedman, Hoover Institution, Palo Alto, California.

Hearings will continue on Monday, January 23.

* * *

Monday, January 23, 1995

Senate

Chamber Action

Routine Proceedings, pages 1945–2117

Measures Introduced: Four bills were introduced, as follows: S. 258–261.

Page 2023

Measures Reported: Reports were made as follows:

S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget.

Page 2023

Measures Passed:

Joint Session of Congress: Senate agreed to H. Con. Res. 16, providing for a joint session of Congress to receive a message from the President on the State of the Union.

Page 2039

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Goverment pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, taking action on amendments proposed thereto, as follows:

Page 1955

Adopted:

Dorgan/Kassebaum/Reid Modified Amendment No. 180, to include Federal requirements for the utilization of metric systems of measurement in the report on unfunded Federal mandates.

Page 1958

Pending:

Hatfield Amendment No. 181, to increase the overall economy and efficiency of Government operations and enable more efficient use of Federal funding, by enabling local governments and private, nonprofit organizations to use amounts available under certain Federal assistance programs in accordance with approved local flexibility plans.

Page 1955

Dorgan/Harkin Amendment No. 178, to require the Board of Governors of the Federal Reserve System to submit a report to the Congress and to the President each time the Board of Governors of the Federal Reserve System or the Federal Open Market Committee takes any action changing the discount rate, the Federal funds rate, or market interest rates.

Pages 1969, 2006

Hollings Amendment No. 182, to express the sense of the Senate concerning Congressional enforcement of a balanced budget.

Pages 1982, 2006

Graham Amendment No. 183, to require a mechanism to allocate funding in a manner that reflects the direct costs to individual State, local, and tribal governments.

Page 1983

Graham Amendment No. 184, to provide a budget point of order if a bill, resolution, or amendment reduces or eliminates funding for duties that are the constitutional responsibility of the Federal Government.

Page 1986

Wellstone Amendment No. 185, to express the sense of the Congress that the Congress shall continue its progress at reducing the annual Federal deficit.

Page 1986

Wellstone Amendment No. 186 (to Amendment No. 185), of a perfecting nature.

Page 1987

Murray Amendment No. 187, to exclude from the application of the Act agreements with State, local, and tribal governments and the private sector with respect to environmental restoration and waste management activities of the Department of Defense and the Department of Energy.

Page 1987

Murray Amendment No. 188, to require time limitations for Congressional Budget Office estimates.

Page 1987

Graham Amendment No. 189, to change the effective date.

Page 1989

Levin Amendment No. 172, to provide that title II, Regulatory Accountability and Reform, shall apply only after January 1, 1996.

Page 1989

Levin Amendment No. 173, to provide for an estimate of the direct cost of a Federal intergovernmental mandate.

Page 1989

Levin Amendment No. 174, to provide that if a committee makes certain determinations, a point of order will not lie.

Page 1989

Levin Amendment No. 175, to provide for Senate hearings on title I, and to sunset title I in the year 2002.

Page 1989

Levin Amendment No. 176, to clarify the scope of the declaration that a mandate is ineffective.

Page 1989

Levin Amendment No. 177, to clarify the use of the term "direct cost".

Page 1989

Dorgan Amendment No. 179, to express the sense of the Senate regarding calculation of the Consumer Price Index.

Pages 1999, 2006

Harkin Amendment No. 190, to express the sense of the Senate regarding the exclusion of Social Security from calculations required under a balanced budget amendment to the Constitution.

Pages 1989, 1990, 2006

Bingaman Amendment No. 191, to provide that certain legislation shall always be in order.

Pages 1991, 2006

Bingaman Amendment No. 192, to establish the application to requirements relating to the treatment and disposal of radioactive waste.

Pages 1994, 2006

Kohl Amendment No. 193, to provide that any State, local, or tribal government that already complies with a new Federal intergovernmental mandate shall be eligible to receive funds for the costs of the mandate. **Page 1997**

Bingaman Amendment No. 194, to establish an application to provisions relating to or administrated by independent regulatory agencies. **Page 1998**

Glenn Amendment No. 195, to end the practice of unfunded Federal mandates on States and local governments and to ensure the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations. **Page 2005**

Kempthorne Amendment No. 196 (to Amendment No. 190), to express the sense of the Senate that any legislation required to implement a balanced budget amendment to the U.S. Constitution shall specifically prevent Social Security benefits from being reduced or Social Security taxes from being increased to meet the balanced budget requirement. **Page 2006**

Glenn Amendment No. 197, to have the point of order lie at only two stages: (1) against the bill or joint resolution, as amended, just before final passage, and (2) against the bill or joint resolution as recommended by conference, if different from the bill or joint resolution as passed by the Senate. **Page 2007**

McCain Amendment No. 198, to modify the exemption for matter within the jurisdiction of the Committees on Appropriations. **Page 2008**

Lautenberg Amendment No. 199, to exclude from the application of the Act provisions limiting known human (Group A) carcinogens defined by the Environmental Protection Agency. **Page 2010**

Unanimous-consent agreements were reached providing for further consideration of certain of the pending amendments, with votes to occur on, or in relation, thereto. **Page 2008**

Senate will continue consideration of the bill and amendments pending thereto, on Tuesday, January 24.

Committee Authority To File Report: Committee on the Judiciary was granted authority to have until 8 p.m., Tuesday, January 24, 1995, to file a report accompanying S.J. Res. 1, Constitution Balanced Budget Amendment. **Page 2039**

Joint Session—Escort Committee: The President of the Senate was authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States to the House Chamber for a Joint Session to be held at 9 p.m., on Tuesday, January 24, 1995. **Page 2039**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Treaty with the United Kingdom of Great Britain and Northern Ireland on Mutual Legal Assistance on Criminal Matters (Treaty Doc. No. 104–2).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 2039**

Messages From the President: Senate received the following message from the President of the United States: Transmitting the report of disaster assistance to the Government of Japan in response to the devastating earthquake of January 17, 1995; referred to the Committee on Armed Services. (PM–2). **Page 2021**

Nominations Received: Senate received the following nominations:

Janet Bond Arterton, of Connecticut, to be United States District Judge for the District of Connecticut.

Willis B. Hunt, Jr., of Georgia, to be United States District Judge for the Northern District of Georgia.

Susan Y. Illston, of California, to be United States District Judge for the Northern District of California.

Charles B. Kornmann, of South Dakota, to be United States District Judge for the District of South Dakota.

John L. Bryant, Jr., of the District of Columbia, to be a Member of the National Museum Services Board for a term expiring December 6, 1997.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

35 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Navy. **Page 2039**

Messages From the President: **Page 2021**

Messages From the House: **Page 2021**

Communications: **Page 2021**

Statements on Introduced Bills: **Page 2023**

Additional Cosponsors: **Page 2027**

Amendments Submitted: **Page 2028**

Notices of Hearings: **Page 2038**

Recess: Senate convened at 9:30 a.m., and recessed at 8:24 p.m., until 9:30 a.m., on Tuesday, January 24, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 2039.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 628–644; and five resolutions, H.J. Res. 61–62, H. Con. Res. 16–17, and H. Res. 43, were introduced.

Page 2109

Report Filed: The following report was filed subsequent to the sine die adjournment of the 103d Congress: Report entitled "Report on the Activities of the Committee on House Administration During the 103d Congress" (H. Rept. 103–893, filed on January 2).

Page 2109

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Camp to act as Speaker pro tempore for today.

Page 2048

Recess: House recessed at 1:13 p.m. and reconvened at 2:00 p.m.

Page 2053

Joint Session: House agreed to H. Con. Res. 16, providing for a joint session of Congress to receive a message from the President on the State of the Union. Subsequently, it was made in order that the Clerk be authorized to make a technical correction to the text of the resolution.

Pages 2053, 2064

Presidential Message—Disaster Relief: Read a message from the President wherein he advises that he has requested the Secretary of Defense to provide appropriate disaster assistance to the Government of Japan in the wake of the earthquake of January 17—referred to the Committee on National Security and ordered printed (H. Doc. 104–22).

Page 2058

Recess: House recessed at 4:24 p.m. and reconvened at 4:52 p.m.

Page 2069

Unfunded Mandate Reform: House continued consideration of H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the cost incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector; but came to no resolution thereon. Consideration of amendments will resume on Tuesday, January 24.

Page 2069

Rejected:

The Skaggs en bloc amendment that sought to provide that provisions would not apply to any laws or regulations pertaining to air pollution abatement;

Page 2071

The Collins of Illinois en bloc amendment that sought to provide that provisions would not apply to laws and regulations relating to aviation and airport security (rejected by a recorded vote of 169 ayes to 256 noes, Roll No. 25);

Page 2084

The Gene Green of Texas en bloc amendment that sought to exclude from provisions any Federal laws that regulate the licensing, construction, or operation of nuclear reactors, or the disposal of nuclear waste (rejected by a recorded vote of 162 ayes to 259 noes, Roll No. 26);

Page 2088

The Sanders en bloc amendment that sought to exempt from provisions any Federal mandate that establishes minimum labor protection standards such as child labor laws and the minimum wage (rejected by a recorded vote of 161 ayes to 263 noes, Roll No. 27); and

Page 2097

The Spratt amendment that sought to exempt from provisions any Federal law that regulates the generation, transportation, storage, or disposal of toxic, hazardous, or radioactive substances (rejected by a recorded vote of 161 ayes to 263 noes, Roll No. 28).

Page 2099

Committees to Sit: By a recorded vote of 232 ayes to 187 noes, Roll No. 29, it was made in order that all committees and subcommittees be permitted to sit during the proceedings of the House under the five-minute rule today and the balance of the week.

Page 2101

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 2110.

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 2084, 2088, 2097, 2099, 2101.

Adjournment: Met at 10:30 a.m. and adjourned at 10:18 p.m.

Committee Meetings

BALANCED BUDGET CONSTITUTIONAL AMENDMENT

Committee on Rules: Heard testimony but took no action on H.J. Res. 1, Balanced Budget Constitutional Amendment. Testimony was heard from Chairman Hyde and Representatives Schiff, Hoke, Saxton, Schaefer, Barton of Texas, Gillmor, Allard, Castle, Franks of New Jersey, Istook, Smith of Michigan, Sawyer, Conyers, Schroeder, Frank of Massachusetts, Nadler, Jackson-Lee, Jacobs, Obey, Volkmer, Stenholm, Coleman, Foglietta, Borski, Kleczka, Owens, Wise, Thornton, Skaggs, Condit, Orton, Waters, Deutsch, Furse, Hilliard, Pomeroy, and Stupak.

REGULATORY FLEXIBILITY—STRENGTHENING THE REGULATORY FLEXIBILITY ACT

Committee on Small Business: Held a hearing on Regulatory Flexibility—Strengthening the Regulatory Flexibility Act. Testimony was heard from Jere Glover, Chief Counsel for Advocacy, SBA; and public witnesses.

PERSONAL RESPONSIBILITY ACT

Committee on Ways and Means: Subcommittee on Human Resources continued hearings on H.R. 4, Personal Responsibility Act, with emphasis on welfare dependency and welfare-to-work programs. Testimony was heard from Stephen Martin, Senator, State of Virginia; Jean Rogers, Administrator, Division of Economic Support, Department of Health and Social Services, State of Wisconsin; and public witnesses.

Hearings continue January 27.

CHILD WELFARE PROGRAMS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on child welfare programs. Testimony was heard from Mary Jo Bane, Assistant Secretary, Administration for Children and Families, Department of Health and Human Services; Patricia Balasco-Barr, Director, Division of Youth and Family Services, Department of Human Services, State of New Jersey; and public witnesses.

Joint Meetings

BALANCED BUDGET AMENDMENT

Joint Economic Committee: Committee concluded hearings to examine the proposed Balanced Budget Amendment, focusing on the inclusion of a tax limitation, after receiving testimony from Representatives Mica, Sabo, Souder, and Roth; Walter E. Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Charles J. Cooper, Shaw, Pittman, Potts and Trowbridge, former Assistant Attorney General, Department of Justice, and Fred Wertheimer, Common Cause, both of Washington, D.C.; Pat Cooksey, True Blue Patriots, Cincinnati, Ohio; Gary W. Stewart, Speak Out America, Highland, Michigan; Olivia Eudaly, Camelot Properties, Ft. Worth, Texas; and Jake Hansen, Seniors Coalition, Fairfax, Virginia.

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Tuesday, January 24, 1995

Senate

Chamber Action

Routine Proceedings, pages 2118–2267

Measures Introduced: Twelve bills and four resolutions were introduced, as follows: S. 262–273, S.J. Res. 23, and S. Res. 69–71.

Page 2168

Measures Passed:

Condemning Terrorist Attacks in Israel: By a unanimous vote of 96 yeas (Vote No. 42), Senate agreed to S. Res. 69, to condemn terrorist attacks in Israel.

Page 2152

Electing Senate Chaplain: Senate agreed to S. Res. 70, electing Doctor Lloyd John Ogilvie, of California, as Chaplain of the United States Senate.

Page 2156

Designating Committee Chairmen: Senate agreed to S. Res. 71, designating the Chairmen of certain Senate committees for the 104th Congress.

Page 2156

Amending United States Code: Senate passed S. 273, to amend 2 U.S.C. section 61h–6.

Page 2156

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, taking action on amendments proposed thereto, as follows:

Pages 2121, 2142

Adopted:

(1) Ford Amendment No. 206, to strike a provision relating to enforcement in the House of Representatives.

Page 2127

(2) Sarbanes/D'Amato Amendment No. 214, of a technical nature.

Page 2136

(3) Kohl Amendment No. 193, to provide that any State, local, or tribal government that already complies with a new Federal intergovernmental mandate shall be eligible to receive funds for the costs of the mandate.

Pages 2122, 2152

Rejected:

(1) Dorgan/Harkin Amendment No. 178, to require the Board of Governors of the Federal Reserve System to submit a report to the Congress and to the President each time the Board of Governors of the Federal Reserve System or the Federal Open Market Committee takes any action changing the discount rate, the Federal funds rate, or market interest rates. (By 63 yeas to 34 nays (Vote No. 37), Senate tabled the amendment.)

Pages 2121, 2145

(2) Dorgan Amendment No. 179, to express the sense of the Senate regarding calculation of the Consumer Price Index. (By 52 yeas to 44 nays (Vote No. 38), Senate tabled the amendment.)

Pages 2122, 2146

(3) Bingaman Amendment No. 191, to provide that certain legislation shall always be in order. (By 58 yeas to 39 nays (Vote No. 39), Senate tabled the amendment.)

Page 2122, 2146

(4) Bingaman Amendment No. 192, to establish the application to requirements relating to the treatment and disposal of radioactive waste. (By 57 yeas to 40 nays (Vote No. 40), Senate tabled the amendment.)

Pages 2122, 2147

(5) Hollings Amendment No. 182, to express the sense of the Senate concerning Congressional enforcement of a balanced budget. (By 55 yeas to 41 nays (Vote No. 41), Senate tabled the amendment.)

Pages 2121, 2151

Pending:

Levin Amendment No. 172, to provide that title II, Regulatory Accountability and Reform, shall apply only after January 1, 1996.

Page 2121

Levin Amendment No. 173, to provide for an estimate of the direct cost of a Federal intergovernmental mandate.

Page 2121

Levin Amendment No. 174, to provide that if a committee makes certain determinations, a point of order will not lie.

Page 2121

Levin Amendment No. 175, to provide for Senate hearings on title I, and to sunset title I in the year 2002.

Page 2121

Levin Amendment No. 176, to clarify the scope of the declaration that a mandate is ineffective.

Page 2121

Levin Amendment No. 177, to clarify the use of the term "direct cost".

Page 2122

Graham Amendment No. 183, to require a mechanism to allocate funding in a manner that reflects the direct costs to individual State, local, and tribal governments.

Page 2121

Graham Amendment No. 184, to provide a budget point of order if a bill, resolution, or amendment reduces or eliminates funding for duties that are the constitutional responsibility of the Federal Government.

Page 2121

Wellstone Amendment No. 185, to express the sense of the Congress that the Congress shall continue its progress at reducing the annual Federal deficit.

Page 2121

Wellstone Modified Amendment No. 186 (to Amendment No. 185), of a perfecting nature.

Pages 2121, 2135

Murray Amendment No. 187, to exclude from the application of the Act agreements with State, local, and tribal governments and the private sector with respect to environmental restoration and waste management activities of the Department of Defense and the Department of Energy.

Page 2121

Murray Amendment No. 188, to require time limitations for Congressional Budget Office estimates.

Page 2121

Graham Amendment No. 189, to change the effective date.

Page 2121

Harkin Amendment No. 190, to express the sense of the Senate regarding the exclusion of Social Security from calculations required under a balanced budget amendment to the Constitution.

Page 2122

Bingaman Amendment No. 194, to establish an application to provisions relating to or administrated by independent regulatory agencies.

Page 2122

Glenn Amendment No. 195, to end the practice of unfunded Federal mandates on States and local governments and to ensure the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Page 2122

Kempthorne Amendment No. 196 (to Amendment No. 190), to express the sense of the Senate that any legislation required to implement a balanced budget amendment to the U.S. Constitution shall specifically prevent Social Security benefits from being reduced or social security taxes from begin increased to meet the balanced budget requirement.

Page 2122

Glenn Amendment No. 197, to have the point of order lie at only two stages: (1) against the bill or joint resolution, as amended, just before final passage, and (2) against the bill or joint resolution as recommended by conference, if different from the bill or joint resolution as passed by the Senate.

Page 2122

McCain Amendment No. 198, to modify the exemption for matter within the jurisdiction of the Committees on Appropriations.

Page 2122

Lautenberg Amendment No. 199, to exclude from the application of the Act provisions limiting known human (Group A) carcinogens defined by the Environmental Protection Agency.

Page 2122

Byrd Amendment No. 200, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate.

Page 2123

Boxer Amendment No. 201, to provide for unreimbursed costs to States due to the imposition of enforceable duties on the States regarding illegal immigrants or the

Federal Government's failure to fully enforce immigration laws.

Pages 2123, 2135

Boxer Amendment No. 202, to provide for the protection of the health of children, pregnant women, and the frail elderly.

Pages 2123, 2135

Boxer Amendment No. 203, to provide for the deterrence of child pornography, child abuse, and child labor laws.

Pages 2123, 2135

Wellstone Amendment No. 204, to define the term "direct savings" as it relates to Federal mandates.

Page 2125

Wellstone Amendment No. 205, to provide that no point of order shall be raised where the appropriation of funds to the Congressional Budget Office, in the estimation of the Senate Committee on the Budget, is insufficient to allow the Director to reasonably carry out his responsibilities under this Act.

Page 2125

Grassley Amendment No. 207, to express the sense of the Congress that Federal agencies should evaluate planned regulations, to provide for the consideration of the costs of regulations implementing unfunded Federal mandates, and to direct the Director to conduct a study of the 5-year estimates of the costs of existing unfunded Federal mandates.

Page 2132

Grassley Amendment No. 208, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates.

Page 2132

Kempthorne Amendment No. 209, to provide an exemption for legislation that reauthorizes appropriations and does not cause a net increase in direct costs of mandates to States, local, and tribal governments.

Page 2134

Kempthorne Amendment No. 210, to make technical corrections.

Page 2134

Kempthorne (for Dole) Amendment No. 211, to make technical corrections.

Page 2134

Glenn Amendment No. 212, to clarify the baseline for determining the direct costs of reauthorized or revised mandates, and to clarify that laws and regulations that establish an enforceable duty may be considered mandates.

Page 2134

Byrd Modified Amendment No. 213, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate.

Pages 2135, 2143

Gramm Amendment No. 215, to require that each conference report that includes any Federal mandate, be accompanied by a report by the Director of the Congressional Budget Office on the cost of the Federal mandate.

Page 2142

Gramm Amendment No. 216, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates.

Page 2142

Byrd Amendment No. 217, to exclude the application of a Federal intergovernmental mandate point of order to employer-related legislation.

Page 2143

Levin Amendment No. 218, in the nature of a substitute.

Page 2143

Levin Amendment No. 219, to establish that estimates required on Federal intergovernmental mandates shall be for no more than ten years beyond the effective date of the mandate.

Page 2143

Brown Amendment No. 220, to express the sense of the Senate that the appropriate committees should review the implementation of the Act.

Page 2143

Brown/Hatch Amendment No. 221, to limit the restriction on judicial review.

Page 2144

Roth Amendment No. 222, to establish the effective date of January 1, 1996, of Title I, and make it apply to measures reported, amendments and motions offered, and conference reports.

Page 2144

Withdrawn:

Hatfield Amendment No. 181, to increase the overall economy and efficiency of Government operations and enable more efficient use of Federal funding, by enabling local governments and private, nonprofit organizations to use amounts available under certain Federal assistance programs in accordance with approved local flexibility plans.

Pages 2121, 2152

Senate will continue consideration of the bill and amendments pending thereto, on Wednesday, January 25.

Appointments:

Smithsonian Institution/Board of Regents: The Chair, on behalf of the Vice President, pursuant to the provisions of 20 U.S.C., sections 42 and 43, reappointed Senator Moynihan to the Board of Regents of the Smithsonian Institution.

Page 2201

Messages From the President: Senate received the following message from the President of the United States: Transmitting the report of an executive order prohibiting transactions with terrorists who threaten to disrupt the Middle East peace process; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–3).

Page 2161

Nominations Received: Senate received the following nominations:

Maxine M. Chesney, of California, to be United States District Judge for the Northern District of California.

Karen Nelson Moore, of Ohio, to be United States Circuit Judge for the Sixth Circuit.

Marianne C. Spraggins, of New York, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1997.

Page 2201

Messages From the President: **Page 2161**

Petitions: **Page 2162**

Statements on Introduced Bills: **Page 2169**

Additional Cosponsors: **Page 2183**

Amendments Submitted: **Page 2185**

Authority for Committees: **Page 2199**

Additional Statements: **Page 2199**

Record Votes: Six record votes were taken today. (Total—42).

Pages 2145, 2146, 2147, 2151, 2152

Recess: Senate convened at 9:30 a.m., and recessed at 10:41 p.m., until 9:30 a.m., on Wednesday, January 25, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 2201.)

Committee Meetings

BALLISTIC MISSILE DEFENSES

Committee on Armed Services: Committee held hearings to examine the requirements for ballistic missile defenses, receiving testimony from Keith Payne, National Institute for Public Policy, Fairfax, Virginia; Kathleen Bailey, Lawrence Livermore National Laboratory, Livermore, California; and Ted Gold, Hicks & Associates, McLean, Virginia.

Hearings were recessed subject to call.

GOVERNING IN THE 21ST CENTURY

Committee on the Budget: Committee held hearings to examine the role of the Federal Government in the twenty-first century, receiving testimony from William J. Bennett, Empower America, Robert L. Woodson, National Center for Neighborhood Enterprise, Stephen Moore, Cato Institute, and Robert Greenstein, Center on Budget and Policy Priorities, all of Washington, D.C.

Committee will meet again tomorrow.

FEDERAL REVENUE ESTIMATES

Committee on Finance: Committee held hearings to examine the Federal revenue estimating process used to determine the effects of proposed tax legislation on fiscal year budget receipts, receiving testimony from Alan J. Auerbach, University of California, Berkeley; R. Glenn Hubbard, Columbia University, New York, New York; and J.D. Foster, Tax Foundation, Inc., and William A. Niskanen, Cato Institute, both of Washington, D.C.

Hearings were recessed subject to call.

NORTH KOREA NUCLEAR AGREEMENT

Committee on Foreign Relations: Committee held hearings to examine the impact of the agreement between the United States and the Democratic People's Republic of Korea regarding the North Korean nuclear program on overall efforts to reduce the proliferation of weapons of mass destruction, receiving testimony from Warren M. Christopher, Secretary of State; William J. Perry, Secretary of Defense; and Robert L. Gallucci, U.S. Ambassador at Large.

Hearings continue tomorrow.

LINE-ITEM VETO

Committee on the Judiciary: Subcommittee on the Constitution, Federalism and Property Rights concluded hearings on S.J. Res. 2 and S.J. Res. 16, measures proposing an amendment to the Constitution of the United States to grant the President line-item veto authority, after receiving testimony from Senators Thurmond and Biden; Walter Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Louis Fisher, Senior Specialist, American National Government, Congressional Research Service, Library of Congress; Timothy Flanigan, former Assistant Attorney General, Office of Legal Counsel, Department of Justice; South Carolina Governor Carroll Campbell, Columbia; and Stephen Moore, Cato Institute, Robert Barr, Chamber of Commerce of the United States, David L. Keating, National Taxpayers Union, and J. Gregory Sidak, American Enterprise Institute, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: Twenty public bills, H.R. 645–664; and two resolutions, H.J. Res. 63 and H. Con. Res. 18, were introduced.

Page 2256

Report Filed: One report was filed as follows: H. Res. 44, providing for the consideration of H. Con. Res. 17, relating to the treatment of Social Security under any Constitutional amendment requiring a balanced budget amendment; and providing for the consideration of H.J. Res. 1, the balanced budget amendment to the Constitution of the United States (H. Rept. 104–4).

Page 2256

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Stearns to act as Speaker pro tempore for today.

Page 2202

Recess: House recessed at 10:17 a.m. and reconvened at 11:00 a.m.

Page 2208

Journal: By a yea-and-nay vote of 278 yeas to 135 nays, Roll No. 30, the House approved the Journal of Monday, January 23.

Page 2208

Presidential Message—Middle East: Read a message from the President wherein he reports that he has declared a national emergency with respect to acts of violence committed by foreign terrorists that threaten to disrupt the Middle East peace process and issues an Executive order regarding that emergency—referred to the Committee on International Relations and ordered printed (H. Doc. No. 104–23).

Page 2219

Unfunded Mandates Reform: House continued consideration of H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the cost incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector; but came to no resolution thereon.

Page 2220

Agreed to the Becerra amendment en bloc that excludes from the provisions of the bill any Federal mandates that allow discrimination on the basis of age (agreed to by a recorded vote of 416 ayes to 1 no, Roll No. 32).

Page 2240

Rejected:

The Kanjorski amendment that sought to exclude from the provisions any Federal mandates that require States to maintain a national database for tracking child molesters, child abusers, persons convicted of sex crimes, those under a restraining order or those failing to pay child support (rejected by a recorded vote of 172 ayes to 255 noes, Roll No. 33);

Page 2233

The Maloney amendment en bloc that sought to exclude from the provisions any Federal mandate that protects the health of children (rejected by a recorded of 161 ayes to 261 noes, Roll No. 35); and

Page 2242

The Owens amendment en bloc that sought to exclude from the provisions any Federal mandate that protects the health of individuals with disabilities (rejected by a recorded vote of 149 ayes to 275 noes, Roll No. 36).

Page 2246

Recess: House recessed at 5:40 p.m. and reconvened at 8:40 p.m.

Page 2248

President's State of the Union Message: President Clinton delivered his State of the Union Message before a joint session of Congress. He was escorted to and from the House Chamber by a committee composed of Senators Dole, Lott, Cochran, Mack, Nickles, D'Amato, Thurmond, Inhofe, Thompson, Daschle, Ford, Mikulski, Kerry, Rockefeller, Breaux, Reid, Kerrey, and Dorgan; and Representatives Armey, DeLay, Boehner, Cox, Dickey, Hutchinson, Gephardt, Bonior, Fazio, Kennelly, Thornton, and Lincoln.

Page 2248

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House Document (H. Doc. 104–1).

Page 2255

Senate Messages: Messages received from the Senate today appear on page 2204.

Quorum Calls—Votes: Two quorum calls (Roll Nos. 31 and 34), four recorded votes and one yea-and-nay vote developed during the proceedings of the House today and appear on pages 2208, 2223, 2224, 2233, 2241, 2242, 2246.

Adjournment: Met at 9:30 a.m. and adjourned at 10:41 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies continued appropriation hearings, with emphasis on the National Endowment for the Arts and the National Endowment for the Humanities. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

VETERANS AFFAIRS, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, HUD, and Independent Agencies held a hearing on Restructuring Government. Testimony was heard from the following officials of the Department of Housing and Urban Development: Henry G. Cisneros, Secretary; and Susan Gaffney, Inspector General; Judy England-Joseph, Director, Housing and Community Development Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

AGE DISCRIMINATION IN EMPLOYMENT ACT—PUBLIC SAFETY EXEMPTION

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on the Age Discrimination in Employment Act, Public Safety Exemption. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia met for organizational purposes.

NATIONAL SECURITY REVITALIZATION ACT

Committee on International Relations: Held a hearing on H.R. 7, National Security Revitalization Act. Testimony was heard from Jeane J. Kirkpatrick, former Permanent U.S. Representative to the United Nations; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 531, to designate the Great Western Scenic Trail as a study trail under the National Trails System Act; H.R. 536, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water Gap National Recreation Area; H.R. 517, Chacoan Outliers Protection Act of 1995; H.R. 529, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming; and H.R. 562, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona. Testimony was heard from Representative Crapo; Denis P. Galvin, Associate Director, Planning and Development, National Park Service, Department of the Interior; and Gray Reynolds, Deputy Chief, Forest Service, USDA.

RELATING TO THE TREATMENT OF SOCIAL SECURITY; BALANCED BUDGET AMENDMENT

Committee on Rules: By a record vote of 9 to 3, reported a modified open rule making in order the consideration in the House of H. Con. Res. 17, relating to the treatment of Social Security under any constitutional amendment requiring a balanced budget, to be offered by the majority leader or a designee, subject to 1 hour of debate divided between the majority leader and minority leader, or their designees, and orders the previous question to final passage without intervening motion.

The rule makes in order consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, following the disposition of the concurrent resolution, and waives clause 2(g)(3) of rule XI (requiring a committee to schedule hearings at least a week in advance unless it determines for good cause to schedule them sooner) against the consideration of the resolution. The rule provides for 3 hours of general debate equally divided between the chairman and ranking minority member of the Judiciary Committee.

The rule provides first for the consideration of the Judiciary Committee amendment in the nature of a substitute subject to 1 hour of debate divided equally between Representative Barton of Texas and an opponent, and not subject to amendment. Following the disposition of the committee amendment, it is in order to consider five other substitutes printed in the CONGRESSIONAL RECORD in the following order and by the following Members and numerical designations, subject to 1 hour each, non-amendable: (a) amendment No. 4 by Representative Owens of New York; (b) amendment No. 1 by Representative Wise of West Virginia; (c) amendment No. 25 by Representative Conyers of Michigan; (d) amendment No. 29 by Representative Gephardt of Missouri; and (e) amendment No. 39 by Representative Shaefer of Colorado.

The amendments are in order notwithstanding the adoption of a previous amendment, and are not subject to further amendment. If more than one amendment is adopted, then the one receiving the most affirmative votes is considered as finally adopted, if there is a tie for the most affirmative votes, then the last one adopted is considered finally adopted unless one such amendment is the committee substitute, in which case it is considered as finally adopted. Finally, the rule provides for one motion to recommit, with or without instructions. Testimony was heard from Representative Gephardt.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on the Contract With America, with emphasis on tax provisions designed to encourage savings and investment. Testimony was heard from public witnesses.

Hearings continue tomorrow.

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Wednesday, January 25, 1995

Senate

Chamber Action

Routine Proceedings, pages 2268–2475

Measures Introduced: Three bills and four resolutions were introduced, as follows: S. 274–276, S.J. Res. 24, S. Res. 72 and 73, and S. Con. Res. 4.

Page 2331

Measures Reported: Reports were made as follows: Reported on Tuesday, January 24, 1995: Report to accompany S.J. Res. 1, proposing an amendment to the Constitution of the United States to require a balanced budget. (S. Rept. No. 104–5)

Page 2168

Reported Today: S. Res. 73, authorizing biennial expenditures by committees of the Senate. (S. Rept. No. 104–6)

Pages 2331, 2338

Measures Passed:

Expressing Condolences to Japan: By a unanimous vote of 98 yeas (Vote No. 46), Senate agreed to S. Res.

72, expressing support for the Nation and people of Japan and deepest condolences for the losses suffered as the result of the earthquake of January 17, 1995.

Page 2324

Unfunded mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, taking action on amendments proposed thereto, as follows:

Pages 2276, 2279, 2289, 2293, 2329

Adopted:

(1) Levin Amendment No. 173, to provide for an estimate of the direct cost of a Federal intergovernmental mandate.

Pages 2276, 2294, 2310

(2) Graham Modified Amendment No. 183, to require a mechanism to allocate funding in a manner that reflects the direct costs to individual State, local, and tribal governments.

Pages 2276, 2310

(3) McCain Amendment No. 198, to modify the exemption for matter within the jurisdiction of the Committees on Appropriations.

Pages 2276, 2317

(4) By a unanimous vote of 99 yeas (Vote No. 45), Grassley Modified Amendment No. 207, to express the sense of the Congress that Federal agencies should evaluate planned regulations, to provide for the consideration of the costs of regulations implementing unfunded Federal mandates, and to direct the Director to conduct a study of the 5-year estimates of the costs of existing unfunded Federal mandates.

Pages 2277, 2323

(5) Levin Modified Amendment No. 177, to clarify the use of the term "direct cost".

Page 2276, 2327

Rejected:

(1) Wellstone Amendment No. 185, to express the sense of the Congress that the Congress shall continue its progress at reducing the annual Federal deficit. (By 54 yeas to 45 nays (Vote No. 43), Senate tabled the amendment.)

Pages 2276, 2286

(2) Wellstone Modified Amendment No. 186 (to Amendment No. 185), of a perfecting nature. (The amendment fell when Amendment No. 185, listed above, was tabled.)

Pages 2276, 2286

(3) Boxer Amendment No. 202, to provide for the protection of the health of children, pregnant women, and the frail elderly. (By 55 yeas to 44 nays (Vote No. 44), Senate tabled the amendment.)

Pages 2276, 2310

Pending:

Levin Amendment No. 172, to provide that title II, Regulatory Accountability and Reform, shall apply only after January 1, 1996.

Page 2276

Levin Amendment No. 174, to provide that if a committee makes certain determinations, a point of order will not lie.

Page 2276

Levin Amendment No. 175, to provide for Senate hearings on title I, and to sunset title I in the year 2002.

Page 2276

Levin Amendment No. 176, to clarify the scope of the declaration that a mandate is ineffective.

Page 2276

Graham Amendment No. 184, to provide a budget point of order if a bill, resolution, or amendment reduces or eliminates funding for duties that are the constitutional responsibility of the Federal Government.

Page 2276

Murray Amendment No. 188, to require time limitations for Congressional Budget Office estimates.

Pages 2276, 2312

Graham Amendment No. 189, to change the effective date.

Page 2276

Harkin Amendment No. 190, to express the sense of the Senate regarding the exclusion of Social Security from calculations required under a balanced budget amendment to the Constitution.

Page 2276

Bingaman Amendment No. 194, to establish an application to provisions relating to or administrated by independent regulatory agencies.

Page 2276

Glenn Amendment No. 195, to end the practice of unfunded Federal mandates on States and local governments and to ensure the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Page 2276

Kempthorne Amendment No. 196 (to Amendment No. 190), to express the sense of the Senate that any legislation required to implement a balanced budget amendment to the U.S. Constitution shall specifically prevent Social Security benefits from being reduced or Social Security taxes from being increased to meet the balanced budget requirement.

Page 2276

Glenn Amendment No. 197, to have the point of order lie at only two stages: (1) against the bill or joint resolution, as amended, just before final passage, and (2) against the bill or joint resolution as recommended by

conference, if different from the bill or joint resolution as passed by the Senate.
Page 2276

Lautenberg Amendment No. 199, to exclude from the application of the Act, provisions limiting known human (Group A) carcinogens defined by the Environmental Protection Agency.
Pages 2276, 2325

Byrd Amendment No. 200, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate.
Page 2276

Boxer Amendment No. 201, to provide for unreimbursed costs to States due to the imposition of enforceable duties on the States regarding illegal immigrants or the Federal Government's failure to fully enforce immigration laws.
Page 2276

A unanimous-consent agreement was reached providing for the consideration of Amendment No. 201 on Thursday, January 26.
Page 2344

Boxer Amendment No. 203, to provide for the deterrence of child pornography, child abuse, and child labor laws.
Page 2276

Wellstone Amendment No. 204, to define the term "direct savings" as it relates to Federal mandates.
Page 2276

Wellstone Amendment No. 205, to provide that no point of order shall be raised where the appropriation of funds to the Congressional Budget Office, in the estimation of the Senate Committee on the Budget, is insufficient to allow the Director to reasonably carry out his responsibilities under this Act.
Page 2276

Grassley Amendment No. 208, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates.
Page 2277

Kempthorne Amendment No. 209, to provide an exemption for legislation that reauthorizes appropriations and does not cause a net increase in direct costs of mandates to States, local, and tribal governments.
Page 2277

Kempthorne Amendment No. 210, to make technical corrections.
Page 2277

Kempthorne (for Dole) Amendment No. 211, to make technical corrections.
Page 2277

Glenn Amendment No. 212, to clarify the baseline for determining the direct costs of reauthorized or revised mandates, and to clarify that laws and regulations that establish an enforceable duty may be considered mandates.
Page 2277

Byrd Modified Amendment No. 213, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate.
Page 2277

Gramm Amendment No. 215, to require that each conference report that includes any Federal mandate, be accompanied by a report by the Director of the Congressional Budget Office on the cost of the Federal mandate.
Page 2277

Gramm Amendment No. 216, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates.
Page 2277

Byrd Modified Amendment No. 217, to exclude the application of a Federal intergovernmental mandate point of order to employer-related legislation.
Pages 2277, 2295

Levin Amendment No. 218, in the nature of a substitute.
Page 2277

Levin Amendment No. 219, to establish that estimates required on Federal intergovernmental mandates shall be for no more than ten years beyond the effective date of the mandate.
Page 2277

Brown Amendment No. 220, to express the sense of the Senate that the appropriate committees should review the implementation of the Act.
Page 2277

Brown/Hatch Amendment No. 221, to limit the restriction on judicial review.
Page 2277

Roth Amendment No. 222, to establish the effective date of January 1, 1996, of Title I, and make it apply to measures reported, amendments and motions offered, and conference reports.
Page 2277

Withdrawn:

Murray Amendment No. 187, to exclude from the application of the Act agreements with State, local, and tribal governments and the private sector with respect to environmental restoration and waste management activities of the Department of Defense and the Department of Energy.
Pages 2276, 2312

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, January 27, 1995.
Page 2329

Senate will continue consideration of the bill and amendments pending thereto, on Thursday, January 26.

Appointments:

Senate Arms Control Observer Group: The Chair, on behalf of the Minority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the following appointments and designations to the Senate Arms Control Observer Group: Senator Byrd as Minority Administrative Co-Chairman and Senator Nunn as Co-Chairman for the Minority. **Page 2329**

Messages From the President: Senate received the following message from the President of the United States:

Received on Tuesday, January 24, 1995: Transmitting the State of the Union Address; ordered to lie on the table. (PM–4) **Page 2156**

Communications: **Page 2331**

Statements on Introduced Bills: **Page 2332**

Additional Cosponsors: **Page 2335**

Authority for Committees: **Page 2342**

Additional Statements: **Page 2342**

Text of S. 273, as Previously Passed: **Page 2343**

Record Votes: Four record votes were taken today. (Total—46). **Pages 2286, 2310, 2323, 2324**

Recess: Senate convened at 9:30 a.m., and recessed at 9:04 p.m., until 9 a.m., on Thursday, January 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 2348.)

Committee Meetings

CBO ANNUAL REPORT

Committee on the Budget: Committee held hearings to examine the state of the United States economy and the budget outlook for fiscal years 1996–2000, receiving testimony from Robert D. Reischauer, Director, Congressional Budget Office.

Hearings were recessed subject to call.

SUBCOMMITTEE MEMBERSHIP

Committee on Commerce, Science, and Transportation: Committee announced the following subcommittee membership:

Subcommittee on Aviation: Senators McCain (Chairman), Pressler, Stevens, Gorton, Burns, Lott, Hutchison, Ashcroft, Ford, Exon, Inouye, Bryan, Rockefeller, Breaux, and Dorgan.

Subcommittee on Communications: Senators Packwood (Chairman), Pressler, Stevens, McCain, Burns, Gorton, Lott, Ashcroft, Hollings, Inouye, Ford, Exon, Kerry, Breaux, and Rockefeller.

Subcommittee on Consumer Affairs, Foreign Commerce and Tourism: Senators Gorton (Chairman), Pressler, McCain, Snowe, Ashcroft, Exon, Ford, Bryan, and Rockefeller.

Subcommittee on Oceans and Fisheries: Senators Stevens (Chairman), Packwood, Gorton, Snowe, Kerry, Inouye, and Breaux.

Subcommittee on Surface Transportation and Merchant Marine: Senators Lott (Chairman), Hutchison, Packwood, Stevens, Burns, Snowe, Inouye, Exon, Breaux, Dorgan, and Bryan.

Subcommittee on Science, Technology, and Space: Senators Burns (Chairman), Pressler, Hutchison, Stevens, Lott, Rockefeller, Kerry, Bryan, and Dorgan.

SUBCOMMITTEE ASSIGNMENTS

Committee on Energy and Natural Resources: Committee announced the following subcommittee assignments:

Subcommittee on Energy Production and Regulation: Senators Nickles (Chairman), Jeffords (Vice Chairman), Hatfield, Thomas, Domenici, Bingaman, Ford, Akaka, and Wellstone.

Subcommittee on Energy Research and Development: Senators Domenici (Chairman), Burns (Vice Chairman), Craig, Kyl, Grams, Ford, Bradley, and Wellstone.

Subcommittee on Forests and Public Land Management: Senators Craig (Chairman), Kyl (Vice Chairman), Hatfield, Domenici, Burns, Thomas, Bradley, Bumpers, Bingaman, and Campbell.

Subcommittee on Parks, Historic Preservation, and Recreation: Senators Thomas (Chairman), Grams (Vice Chairman), Nickles, Jeffords, Bumpers, Akaka, and Campbell.

ECONOMIC OUTLOOK

Committee on Finance: Committee held hearings to examine the current condition and future outlook of the United States economy, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Committee will meet again tomorrow.

NORTH KOREA NUCLEAR AGREEMENT

Committee on Foreign Relations: Committee concluded hearings to examine the effects of the United States and the Democratic People's Republic of Korea regarding the North Korean nuclear program on overall efforts to reduce the proliferation of weapons of mass destruction, after receiving testimony from James R. Lilley, American Enterprise Institute, Paul Wolfowitz, Johns Hopkins University, Richard V. Allen, Richard V. Allen Company, and Leonard S. Spector, Carnegie Endowment for International Peace, all of Washington, D.C.; and Victor Gilinsky, Glen Echo, Maryland, former Commissioner of the Nuclear Regulatory Commission.

WELFARE REFORM

Committee on Governmental Affairs: Committee held hearings on proposals to reform the national welfare system, receiving testimony from Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, General Accounting Office; Mary Jo Bane, Assistant Secretary of Health and Human Services for Children and Families; William Ludwig, Administrator of the Food and Consumer Service, Department of Agriculture;

Michael A. Stegman, Assistant Secretary of Housing and Urban Development for Policy Development and Research; South Carolina Governor Carroll Campbell, Columbia; Ohio State Representative Jane Campbell, Columbus, on behalf of the National Conference of State Legislatures; Robert Rector, Heritage Foundation, and Mark Greenberg, Center for Law and Social Policy, both of Washington, D.C.; Lawrence M. Mead, Princeton University, Princeton, New Jersey; and Judith M. Gueron, Manpower Demonstration Research Corporation, New York, New York.

Hearings were recessed subject to call.

CONGRESSIONAL TERM LIMITS

Committee on the Judiciary: Subcommittee on the Constitution, Federalism and Property Rights concluded hearings on S.J. Res. 19 and S.J. Res. 21, measures proposing an amendment to the Constitution of the United States relative to limiting congressional terms, after receiving testimony from Senators Grams, Ashcroft, Thompson, and McConnell; Representatives McCollum, Inglis, Fowler, and Deal; Lamar Alexander, former Governor of Tennessee and former Secretary of Education, Nashville; Patrick Buchanan, The American Cause, McLean, Virginia; Lloyd N. Cutler, Wilmer, Cutler & Pickering, Edward H. Crane, Cato Institute, David M. Mason, Heritage Foundation, Thomas E. Mann, Brookings Institution, Norman J. Ornstein, American Enterprise Institute for Public Policy Research, Paul Jacob, U.S. Term Limits, Becky Cain, League of Women Voters of the United States, Cleta D. Mitchell, Term Limits Legal Institute, and Fred Wertheimer, Common Cause, all of Washington, D.C.; Ron Rotunda, University of Illinois, Urbana; Mark Petracca, University of California, Irvine; Sherry Bockwinkel, LIMIT, Tacoma, Washington; and Ed McMullen, Columbia, South Carolina.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported an original resolution (S. Res. 73) authorizing biennial expenditures by committees of the Senate, in lieu of S. Res. 36, S. Res. 38, S. Res. 39, S. Res. 40, S. Res. 41, S. Res. 43, S. Res. 45, S. Res. 48, S. Res. 49, S. Res. 50, S. Res. 51, S. Res. 52, S. Res. 53, S. Res. 54, S. Res. 55, S. Res. 56, S. Res. 62, S. Res. 64, and S. Res. 65.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, February 1.

House of Representatives

Chamber Action

Bills Introduced: Twenty-six public bills, H.R. 665–690; and two resolutions, H. Con. Res. 19 and 20, were introduced.

Page 2460

Treatment of Social Security in Legislation: By a yea-and-nay vote of 412 yeas to 18 nays, Roll No. 40, the House agreed to H. Con. Res. 17, relating to the treatment of Social Security under any constitutional amendment requiring a balanced budget.

Page 2373

Balanced Budget Amendment: House completed all general debate on H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States; but came to no resolution thereon. Consideration of amendments will begin on Thursday, January 26.

Page 2383

H. Res. 44, the rule under which the joint resolution and H. Con. Res. 17 were being considered, was agreed to earlier by a recorded vote of 255 ayes to 172 noes, Roll No. 39. Agreed to order the previous question on the amendment and the rule by a yea-and-nay vote of 233 ayes to 196 noes, Roll No. 37.

Page 2359

Agreed to the Solomon correcting amendment (agreed to by a recorded vote of 253 ayes to 176 noes, Roll No. 38).

Page 2372

Meeting Hour: House agreed to meet at 9:00 a.m. on Thursday, January 26.

Page 2395

Quorum Calls—Votes: Two yea-and-nay and two recorded votes developed during the proceedings of the House today and appear on pages 2371, 2372, 2373, 2382.

Adjournment: Met at 11:00 a.m. and adjourned at 10:56 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE, AND THE JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held a hearing on Review of U.N. Operations and Peacekeeping. Testimony was heard from Richard L. Thornburgh, former Under Secretary-General, Administration and Management of the United Nations; John R. Bolton, former Assistant Secretary, International Organization Affairs, Department of State; and Ambassador Frank Ruddy, former Deputy

Chairman, Referendum for Western Sahara, MINURSO Peacekeeping Operation.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Ongoing Defense Operations. Testimony was heard from the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

MEXICAN ECONOMIC SITUATION

Committee on Banking and Financial Services: Held a hearing on Mexican Economic Situation. Testimony was heard from Robert E. Rubin, Secretary of the Treasury; Warren M. Christopher, Secretary of State; and Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

LINE-ITEM VETO ACT

Committee on Government Reform and Oversight: Ordered reported amended H.R. 2, Line-Item Veto Act.

EXPORT CONTROL

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Issues in Export Control. Testimony was heard from Paul Freedenberg, former Under Secretary, Department of Commerce; and a public witness.

CUBAN "MARCH 13TH" TUGBOAT INCIDENT

Committee on International Relations: Subcommittee on Western Hemisphere held a hearing on the Cuban "March 13th" Tugboat Incident. Testimony was heard from Representative Diaz-Balart; Ambassador Michael Skol, Principal Deputy Assistant Secretary, Inter-American Affairs, Department of State; and public witnesses.

NATIONAL SECURITY REVITALIZATION ACT

Committee on National Security: Held a hearing on Title II, Missile Defense, of H.R. 7, National Security Revitalization Act. Testimony was heard from the following former Assistant Secretaries, International Security Policy, Department of Defense: Stephen J. Hadley and Richard N. Perle; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on the following: Sea of Okhotsk Fisheries Enforcement Act; H.R. 541, to reauthorize the Atlantic Tunas Convention Act of 1975; High Seas Fisheries Licensing Act of 1995; a measure to extend authorization of the Fishermen's Protective Act until the year 2000; H.R. 535, Corning National Fish Hatchery Conveyance Act; H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa; H.R. 542, to approve a governing international fishery agreement between the United States and the People's Republic of China; and H.R. 543, to approve a governing international fishery agreement between the United States and the Republic of Estonia. Testimony was heard from Ambassador David A. Solson, Deputy Assistant Secretary, Oceans, Department of State; Rolland A. Schmitten, Assistant Administrator, National Marine Fisheries Service, NOAA, Department of Commerce; and Gary Edwards, Assistant Director, Fisheries, U.S. Fish and Wildlife Service, Department of the Interior.

OVERSIGHT—GUARANTEED BUSINESS LOAN PROGRAM

Committee on Small Business: Held an oversight hearing on the SBA's 7(a) Guaranteed Business Loan Program. Testimony was heard from Philip Lader, Administrator, SBA; and public witnesses.

COMMITTEE ORGANIZATION

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development met for organizational purposes.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on the Contract With America, with emphasis on provisions designed to encourage savings and investment. Testimony was heard from Representatives Wyden and Calvert; Jane Gravelle, Senior Specialist, Economic Policy, CRS, Library of Congress; and public witnesses.

Hearings continue tomorrow.

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Thursday, January 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 2476–2672

Measures Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 278–290, S.J. Res. 25, and S. Res. 74.

Page 2642

Measures Passed:

Commemorating the 50th Anniversary of Liberation of Auschwitz: Senate agreed to S. Res. 74, commemorating the fiftieth anniversary of the liberation of the Auschwitz death camp in Poland.

Pages 2625, 2656

Unfunded Mandates: Senate continued consideration of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, taking action on amendments proposed thereto, as follows:

Pages 2580, 2587, 2596, 2629, 2661

Adopted:

(1) Levin Modified Amendment No. 172, to provide that title II, Regulatory Accountability and Reform, shall apply only after January 1, 1996.

Page 2580

(2) Wellstone/Boxer Modified Amendment No. 204, to define the term "direct savings" as it relates to Federal mandates.

Pages 2580, 2606

(3) By a unanimous vote of 100 yeas (Vote No. 49), Byrd Modified Amendment No. 213, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate.

Pages 2580, 2591, 2599, 2606

(4) Harkin Amendment No. 190, to express the sense of the Senate regarding the exclusion of Social Security from calculations required under a balanced budget amendment to the Constitution.

Pages 2580, 2607

(5) By 83 yeas to 16 nays (Vote No. 51), Kempthorne Amendment No. 196 (to Amendment No. 190), to express the sense of the Senate that any legislation required to implement a balanced budget amendment to the U.S. Constitution shall specifically prevent Social Security benefits from being reduced or Social Security taxes from being increased to meet the balanced budget requirement. (By 44 yeas to 56 nays (Vote No. 50), Senate earlier failed to table the amendment.)

Pages 2580, 2607

(6) Kempthorne Amendment No. 209, to provide an exemption for legislation that reauthorizes appropriations and does not cause a net increase in direct costs of mandates to States, local, and tribal governments.

Pages 2580, 2629

(7) Glenn Amendment No. 225 (to Amendment No. 209), to clarify how the provisions of the bill will treat reauthorizations of existing laws that contain mandates.

Page 2630

(8) By a unanimous vote of 99 yeas (Vote No. 53), Kassebaum Amendment No. 226 (to Amendment No. 203), to ensure that the President fully enforces laws against child pornography, child abuse, and child labor.

Pages 2630, 2336

(9) Boxer Amendment No. 203, to provide for the deterrence of child pornography, child abuse, and child labor laws.

Pages 2580, 2630

(10) By 93 yeas to 6 nays (Vote No. 56), Graham Modified Amendment No. 184, to provide a budget point of order if a bill, resolution, or amendment reduces or eliminates funding for duties that are the constitutional responsibility of the Federal Government.

Pages 2580, 2633, 2635, 2637

(11) Gramm Modified Amendment No. 215, to require that each conference report that includes any Federal mandate be accompanied by a report by the Director of the Congressional Budget Office on the cost of the Federal mandate.

Pages 2580, 2639

Rejected:

(1) Boxer Amendment No. 201, to provide for unreimbursed costs to States due to the imposition of enforceable duties on the States regarding illegal immigrants or the Federal Government's failure to fully enforce immigration laws. (By 58 yeas to 43 nays (Vote No. 47), Senate tabled the amendment.)

Pages 2580, 2590

(2) Boxer Amendment No. 223 (to Amendment No. 201), (The amendment fell when Amendment No. 201, listed above, was tabled.)

Pages 2580, 2590

(3) Lautenberg Amendment No. 199, to exclude from the application of the Act provisions limiting known human (Group A) carcinogens defined by the Environmental Protection Agency. (By 63 yeas to 36 nays (Vote No. 48), Senate tabled the amendment.)

Pages 2580, 2591

(4) Harkin Amendment No. 224 (to Amendment No. 190), to express the sense of the Senate regarding the exclusion of Social Security from calculations required under a balanced budget amendment to the Constitution. (By 62 yeas to 38 nays (Vote No. 52), Senate tabled the amendment.)

Page 2622

(5) Boxer Amendment No. 227 (to Amendment No. 203), to ensure that nothing in this Act threatens child pornography, child abuse, and child labor laws. (By 53 yeas to 46 nays (Vote No. 54), Senate tabled the amendment.)

Pages 2631, 2636

(6) Bingaman Modified Amendment No. 194, to establish an application to provisions relating to or administrated by independent regulatory agencies. (By 62 yeas to 37 nays (Vote No. 55), Senate tabled the amendment.)

Pages 2580, 2596, 2625, 2637

Pending:

Levin Amendment No. 174, to provide that if a committee makes certain determinations, a point of order will not lie.

Page 2580

Levin Amendment No. 175, to provide for Senate hearings on title I, and to sunset title I in the year 2002. **Page 2580**

Levin Amendment No. 176, to clarify the scope of the declaration that a mandate is ineffective. **Page 2580**

Graham Amendment No. 189, to change the effective date. **Page 2580**

Glenn Amendment No. 195, to end the practice of unfunded Federal mandates on States and local governments and to ensure the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations. **Page 2580**

Glenn Amendment No. 197, to have the point of order lie at only two stages: (1) against the bill or joint resolution, as amended, just before final passage, and (2) against the bill or joint resolution as recommended by conference, if different from the bill or joint resolution as passed by the Senate. **Page 2580**

Byrd Amendment No. 200, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate. **Page 2580**

Grassley Amendment No. 208, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates. **Page 2580**

Kempthorne Amendment No. 210, to make technical corrections. **Page 2580**

Kempthorne (for Dole) Amendment No. 211, to make technical corrections. **Page 2580**

Glenn Amendment No. 212, to clarify the baseline for determining the direct costs of reauthorized or revised mandates, and to clarify that laws and regulations that establish an enforceable duty may be considered mandates. **Page 2580**

Gramm Amendment No. 216, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates. **Page 2580**

Byrd Modified Amendment No. 217, to exclude the application of a Federal intergovernmental mandate point of order to employer-related legislation. **Page 2580**

Levin Amendment No. 218, in the nature of a substitute. **Page 2580**

Levin Amendment No. 219, to establish that estimates required on Federal intergovernmental mandates shall be for no more than ten years beyond the effective date of the mandate. **Page 2580**

Brown Amendment No. 220, to express the sense of the Senate that the appropriate committees should review the implementation of the Act. **Page 2581**

Brown/Hatch Amendment No. 221, to limit the restriction on judicial review. **Page 2581**

Roth Amendment No. 222, to establish the effective date of January 1, 1996, of Title I, and make it apply to measures reported, amendments and motions offered, and conference reports. **Page 2581**

Withdrawn:

Wellstone Amendment No. 205, to provide that no point of order shall be raised where the appropriation of funds to the Congressional Budget Office, in the estimation of the Senate Committee on the Budget, is insufficient to allow the Director to reasonably carry out his responsibilities under this Act. **Pages 2580, 2623**

Murray Amendment No. 188, to require time limitations for Congressional Budget Office estimates. **Pages 2580, 2624**

A unanimous-consent time agreement was reached providing for further consideration of the bill and certain of the amendments pending thereto. **Pages 2598, 2662**

A unanimous-consent agreement was reached providing for the cloture vote scheduled to occur on Friday, January 27, to occur at 3 p.m. **Page 2663**

Senate will continue consideration of the bill and amendments pending thereto, on Friday, January 27.

Appointments:

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed Senator D'Amato to serve as Co-Chairman of the Commission on Security and Cooperation in Europe. **Page 2639**

Communications: **Page 2641**

Statements on Introduced Bills: **Page 2643**

Additional Cosponsors: **Page 2655**

Amendments Submitted: **Page 2657**

Notices of Hearings: **Page 2657**

Authority for Committees: **Page 2658**

Additional Statements: **Page 2658**

Record Votes: Ten record votes were taken today. (Total—56). **Pages 2590, 2591, 2607, 2614, 2615, 2622, 2636, 2637**

Recess: Senate convened at 9 a.m., and recessed at 11:47 p.m., until 9:30 a.m., on Friday, January 27, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 2663.)

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on S. 178, authorizing funds for fiscal years 1995–2000 for the Commodity Futures Trading Commission, after receiving testimony from Mary L. Schapiro, Chairman, Commodity Futures Trading Commission; John F. Sandner and William Brodsky, both of the Chicago Mercantile Exchange, Patrick H. Arbor, Chicago Board of Trade, and Robert K. Wilmouth, National Futures Association, all of Chicago, Illinois; and Daniel Rappaport, New York Mercantile Exchange, Bennett J. Corn, Coffee, Sugar, and Cocoa Exchange, Inc., Peter F. Karpen, Futures Industry Association, and John R. Frawley, Jr., Managed Futures Association, all of New York, New York.

HUD MANAGEMENT

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings to examine the management and budgetary situation at the Department of Housing and Urban Development, after receiving testimony from Nancy M. Gordon, Assistant Director for Health and Human Resources, Congressional Budget Office; and Michael A. Stegman, Assistant Secretary of Housing and Urban Development for Policy Development and Research.

NORTH KOREA NUCLEAR AGREEMENT

Committee on Armed Services: Committee concluded hearings to examine the security implications of the United States Nuclear Non-Proliferation Agreement with North Korea, after receiving testimony from William J. Perry, Secretary of Defense; Ashton B. Carter, Under Secretary of Defense for International Security Policy; Gen. Gary E. Luck, USA, Commander-in-Chief, United National Command, Republic of Korea and the United States Forces, Korea; Gary Milhollin, University of Wisconsin Law School, Madison, on behalf of the Wisconsin Project on Nuclear Arms Control; and Leonard S. Spector, Carnegie Endowment for International Peace, and Richard V. Allen, Richard V. Allen Company, both of Washington, D.C.

ECONOMIC OUTLOOK

Committee on the Budget: Committee continued hearings to examine the state of the United States economy and the budget outlook for fiscal years 1996–2000, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Allan Meltzer, Carnegie Mellon University, Pittsburgh, Pennsylvania; Mickey D. Levy, NationsBanc Capital Markets, Inc., New York, New York; and David Wyss, DRI/McGraw-Hill, Lexington, Massachusetts.

Committee will meet again tomorrow.

AMTRAK

Committee on Commerce, Science, and Transportation: Committee held oversight hearings on activities of the National Railroad Passenger Corporation (Amtrak), receiving testimony from Senators Jeffords and Cochran; Jolene M. Molitoris, Administrator, Federal Railroad Administration, Department of Transportation; Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Thomas Downs, President and Chairman, National Railroad Passenger Corporation (Amtrak); former New Jersey Governor James Florio, Trenton, on behalf of the Safe Transit and Rail Transportation (START); Mayor John Robert Smith, Meridian, Mississippi; Jack Hynes, Missouri Highway and Transportation Department, Jefferson City; and Ross Capon, National Association of Railroad Passengers, Washington, D.C.

Hearings were recessed subject to call.

FEDERAL BUDGET OUTLOOK

Committee on Finance: Committee held hearings to examine the current budget situation for the Federal Government, focusing on the impact of a constitutional balanced budget amendment on those programs which fall under the committee's jurisdiction, receiving testimony from Robert D. Reischauer, Director, Congressional Budget Office.

Hearings were recessed subject to call.

MEXICO ECONOMY

Committee on Foreign Relations: Committee concluded hearings to examine the economic situation in Mexico and United States efforts to stabilize the peso, after receiving testimony from Senator Hollings; Warren M. Christopher, Secretary of State; Robert E. Rubin, Secretary of the Treasury; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Malcolm S. Forbes, Jr., Forbes Inc., and Lawrence Kudlow, National Review Magazine, both of New York, New York; and L. William Seidman, Commercial Mortgage Asset Corp., and Sidney Weintraub, Center for Strategic and International Studies, both of Washington, D.C.

CONGRESSIONAL TERM LIMITS

Committee on the Judiciary: Committee considered S.J. Res. 19 and S.J. Res. 21, measures proposing an amendment to the Constitution of the United States relative to limiting congressional terms, but did not take action thereon, and recessed subject to call.

NEA

Committee on Labor and Human Resources: Committee concluded oversight hearings on activities of the National Endowment for the Arts, after receiving testimony from Jane Alexander, Chairperson, National Endowment for the Arts.

House of Representatives

Chamber Action

Bills Introduced: Twenty-six public bills, H.R. 691–716; one private bill, H.R. 717; and three resolutions, H.J. Res. 64–65 and H. Res. 45, were introduced.

Page 2577

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Armey to act as Speaker pro tempore for today.

Page 2476

Balanced Budget Amendment: By a recorded vote 300 ayes to 132 noes, Roll No. 51 (two-thirds of those present voting in favor), the House passed H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 2483

By a recorded vote of 184 ayes to 247 noes, Roll No. 50, rejected the Conyers motion to recommit the joint resolution with instructions to report it back forthwith containing an amendment to exempt Social Security funds from total receipts and outlays that must be balanced.

Page 2557

Agreed to the Schaefer amendment in the nature of a substitute that provides similar balanced budget provisions as the committee substitute described below except does not require a three-fifths vote to raise taxes (agreed to by a recorded vote of 293 ayes to 139 noes, Roll No. 49).

Page 2554

Earlier, agreed to the amendment in the nature of a substitute recommended by the Committee on the Judiciary (which pursuant to the rule did not prevail because the Schaefer substitute received the most affirmative votes) that would have required the adoption of a statement of receipts and outlays which are in balance; required the President to submit a balanced budget; required a three-fifths vote for deficit spending, increases in the debt limit, and increases in tax revenues; and would have provided that a majority of each House could waive the provisions in case of war or a serious military threat as declared by law (agreed to by a recorded vote of 253 ayes to 173 noes, Roll No. 41).

Page 2496

Rejected:

The Owens amendment in the nature of a substitute that sought to provide similar balanced budget provisions as the committee substitute except it would have permitted Congress to waive the provisions by law any year for which the President notified Congress and Congress adopted a joint resolution affirming that the national unemployment rate was projected to exceed four percent, and would not have required a supermajority to raise taxes (rejected by a recorded vote of 64 ayes to 363 noes with 1 voting "present", Roll No. 43);

Page 2505

The Wise amendment in the nature of a substitute that sought to establish a separate capital budget and require that the operating budget be balanced; exempt Social Security from budget calculations; and permit Congress to waive the balanced budget provisions in times of war, military conflict, or recession as declared by law (rejected by a recorded vote of 138 ayes to 291 noes with 1 voting "present", Roll No. 44);

Page 2514

The Watt of North Carolina motion that the Committee of the Whole rise and report the resolution back to the House with the recommendation that the resolving clause be stricken (rejected by a recorded vote of 96 yeas to 331 noes with 1 voting "present", Roll No. 45);

Page 2522

The Conyers amendment in the nature of a substitute that sought to require the adoption of a statement of receipts and outlays which balanced; require the President to submit a balanced budget; exempt Social Security from balanced budget calculations; and provide that the constitutional amendment would not take effect until Congress adopted a specific budget plan (rejected by a recorded vote of 112 ayes to 317 noes, Roll No. 46);

Page 2523

The Watt motion that the Committee of the Whole rise and report the resolution back to the House with the recommendation that the resolving clause be stricken (rejected by a recorded vote of 79 ayes to 342 noes, Roll No. 47); and

Page 2527

The Bonior amendment in the nature of a substitute that sought to require that the budget be balanced by fiscal year 2002; exempt Social Security from balanced budget calculations; and to not require supermajority votes for tax or debt limit increases (rejected by a recorded vote of 135 ayes to 296 noes, Roll No. 48).

Page 2536

Senate Messages: Messages received from the Senate today appear on page 2476.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 2579.

Quorum Calls—Votes: One quorum call (Roll No. 42) and ten recorded votes developed during the proceedings of the House today and appears on pages 2496, 2504, 2505, 2514, 2522, 2523, 2527, 2536, 2554, 2557.

Adjournment: Met at 9 a.m. and adjourned at 10:44 p.m.

Committee Meetings

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Finance, and Related Agencies held a hearing on Foreign Operations in an Era of Budget Reductions. Testimony was heard from the following former Representatives: Mickey Edwards of Oklahoma; and Matt McHugh of New York.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

RE-EXAMINING OLD ASSUMPTIONS

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Re-examining Old Assumptions. Testimony was heard from the following former Secretaries of Education: William J. Bennett and Lamar Alexander; and Mario Cuomo, former Governor, State of New York.

EVALUATING U.S. FOREIGN POLICY

Committee on International Relations: Concluded hearings on Evaluating U.S. Foreign Policy, Part III. Testimony was heard from Warren M. Christopher, Secretary of State.

REGIONAL HOTSPOTS

Committee on National Security: Met in executive session to receive a briefing on regional hotspots. The Committee was briefed by Christine Williams, Chairman, National Intelligence Council.

OVERSIGHT

Committee on Resources: Held an oversight hearing on Federal efforts to introduce Canadian Gray Wolves into Yellowstone National Park and the Central Idaho Wilderness. Testimony was heard from Senator Thomas; Bruce Babbitt, Secretary of the Interior; JoAn Wood, member, House of Representatives, State of Idaho; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action the following bills: H.R. 531, amended, to designate the Great Western Scenic Trail as a study trail under the National Trails System Act; H.R. 536, amended, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water Gap National Recreation Area; H.R. 517, Chacoan Outliers Protection Act of 1995; H.R. 529, amended, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming; and H.R. 562, amended, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona.

LINE-ITEM VETO ACT

Committee on Rules: Ordered reported amended, by a record vote of 9 to 4, H.R. 2, Line-Item Veto Act.

COMMITTEE SCHEDULING

Committee on Rules: Ordered reported H. Res. 43, to amend clause 2(g)(3) of House rule XI to permit committee chairman to schedule hearings.

Subsequently, the Committee granted an open rule providing for consideration of H. Res. 43 in the House as in the Committee of the Whole.

CAPITAL GAINS TAX REFORM AND INVESTMENT IN SMALL BUSINESS

Committee on Small Business: Held a hearing on Capital Gains Tax Reform and Investment in Small Business. Testimony was heard from public witnesses.

DISPOSITION OF ICC'S RAIL MERGER AUTHORITY

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on Disposition of the ICC's Rail Merger Authority. Testimony was heard from Steven C. Sunshine, Deputy Assistant Attorney General, Antitrust Division, Department of Justice; Frank Kruesi, Assistant Secretary, Policy, Department of Transportation; Gail McDonald, Chairman, ICC; and public witnesses.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on the Contract With America, with emphasis on provisions designed to encourage savings and investment. Testimony was heard from Representative Smith of Michigan; and public witnesses.

Hearings continue January 31.

Friday, January 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 2673–2809

Measures Introduced: Two bills were introduced, as follows: S. 291 and 292.

Page 2784

Measures Passed:

Unfunded Mandates: By 86 yeas to 10 nays (Vote No. 61), Senate passed S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, after taking action on amendments proposed thereto, as follows:

Page 2710

Adopted:

(1) Levin Amendment No. 219, to establish that estimates required on Federal intergovernmental mandates shall be for no more than ten years beyond the effective date of the mandate.

Pages 2710, 2725

(2) Kempthorne Amendment No. 210, to make technical corrections.

Pages 2710, 2738

(3) Kempthorne Amendment No. 228 (to Amendment No. 210), to make technical corrections.

Page 2738

Rejected:

(1) Levin Amendment No. 175, to provide for Senate hearings on title I, and to sunset title I in the year 2002. (By 54 yeas to 43 nays (Vote No. 57), Senate tabled the amendment.)

Pages 2710, 2725

(2) Glenn Amendment No. 197, to have the point of order lie at only two stages: (1) against the bill or joint resolution, as amended, just before final passage, and (2) against the bill or joint resolution as recommended by conference, if different from the bill or joint resolution as passed by the Senate. (By 53 yeas to 43 nays (Vote No. 58), Senate tabled the amendment.)

Pages 2710, 2716, 2726

(3) Levin Amendment No. 174, to provide that if a committee makes certain determinations, a point of order will not lie. (By 52 yeas to 43 nays (Vote No. 59), Senate tabled the amendment.)

Pages 2710, 2722, 2726

(4) Levin Amendment No. 218, in the nature of a substitute. (By 58 yeas to 39 nays (Vote No. 60), Senate tabled the amendment.)

Pages 2710, 2726

Withdrawn:

Levin Amendment No. 176, to clarify the scope of the declaration that a mandate is ineffective.

Pages 2710, 2726

Graham Amendment No. 189, to change the effective date.

Pages 2710, 2726

Glenn Amendment No. 195, to end the practice of unfunded Federal mandates on States and local governments and to ensure the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Pages 2710, 2726

Byrd Amendment No. 200, to provide a reporting and review procedure for agencies that receive insufficient funding to carry out a Federal mandate.

Pages 2710, 2726

Wellstone Amendment No. 205, to provide that no point of order shall be raised where the appropriation of funds to the Congressional Budget Office, in the estimation of the Senate Committee on the Budget, is insufficient to allow the Director to reasonably carry out his responsibilities under this Act.

Page 2726

Grassley Amendment No. 208, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates.

Pages 2710, 2726

Kempthorne (for Dole) Amendment No. 211, to make technical corrections.

Pages 2710, 2726

Glenn Amendment No. 212, to clarify the baseline for determining the direct costs of reauthorized or revised mandates, and to clarify that laws and regulations that establish an enforceable duty may be considered mandates.

Pages 2710, 2726

Gramm Amendment No. 216, to require an affirmative vote of three-fifths of the Members to waive the requirement of a published statement on the direct costs of Federal mandates.

Pages 2710, 2726

Byrd Modified Amendment No. 217, to exclude the application of a Federal intergovernmental mandate point of order to employer-related legislation.

Pages 2710, 2726

Brown Amendment No. 220, to express the sense of the Senate that the appropriate committees should review the implementation of the Act.

Pages 2710, 2726

Brown/Hatch Amendment No. 221, to limit the restriction on judicial review.

Pages 2710, 2726

Roth Modified Amendment No. 222, to establish the effective date of January 1, 1996, of Title I, and make it apply to measures reported, amendments and motions offered, and conference reports.

Pages 2710, 2738

Balanced Budget Constitutional Amendment—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, on Monday, January 30, 1995, at 2 p.m.

Page 2783

Appointments:

National Education Goals Panel: The Chair, on behalf of the Republican Leader, pursuant to Public Law

103–227, appointed Senator Gregg as a member of the National Education Goals Panel, vice Senator Cochran.

Page 2799

Messages From the House: **Page 2783**

Measures Placed on Calendar: **Page 2783**

Communications: **Page 2783**

Statements on Introduced Bills: **Page 2784**

Additional Cosponsors: **Page 2793**

Amendments Submitted: **Page 2793**

Record Votes: Five record votes were taken today. (Total—61).

Pages 2725, 2726, 2750

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:27 p.m., until 1 p.m., on Monday, January 30, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 2799.)

Committee Meetings

GOVERNMENT REFORM

Committee on the Budget: Committee concluded hearings to examine Federal Government restructuring proposals, after receiving testimony from former Representative Roger Zion and James L. Martin, both on behalf of 60 Plus Association, and R. Scott Fosler, National Academy of Public Administration, all of Washington, D.C.; and Martin Gross, Greenwich, Connecticut.

House of Representatives

Chamber Action

Bills Introduced: Six public bills, H.R. 718–723; one private bill, H.R. 724; and three resolutions, H.J. Res. 66 and H. Res. 46 and 48, were introduced.

Page 2708

Reports Filed: Reports were filed as follows:

H. Res. 43, to amend clause 2(g)(3) of House Rule XI to permit committee chairmen to schedule hearings (H. Rept. 104–5);

H. Res. 47, providing for the consideration of H. Res. 43, to amend clause 2(g)(3) of House Rule XI to permit committee chairmen to schedule hearings (H. Rept. 104–6);

H.R. 101, to transfer a parcel of land to the Taos Pueblo Indians of New Mexico (H. Rept. 104–7);

H.R. 400, to provide for the exchange of lands within Gates of the Arctic National Park and Preserve (H. Rept. 104–8);

H.R. 440, to provide for the conveyance of lands to certain individuals in Butte County, California (H. Rept. 104–9);

H.J. Res. 50, to designate the visitors center at the Channel Islands National Park, California, as the "Robert J. Lagomarsino Visitors Center", amended (H. Rept. 104–10); and

H.R. 2, to give the President item veto authority over appropriation Acts and targeted tax benefits in revenue Acts, amended (H. Rept. 104–11).

Page 2708

Journal: By a yea-and-nay vote of 310 yeas to 90 nays, Roll No. 52, the House approved the Journal of Thursday, January 26.

Page 2673

Committee Election: House agreed to H. Res. 46, electing Delegate Frazer to the Committee on International Relations.

Page 2674

Appointment of Consultants: House passed S. 273, to amend section 61h–6 of title 2, United States Code—clearing the measure for the President.

Page 2674

Smithsonian Board of Regents: The Speaker appointed Representatives Livingston, Sam Johnson of Texas, and Mineta as members of the Board of Regents of the Smithsonian Institution on the part of the House.

Page 2678

Unfunded Mandate Reform: House continued consideration of H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector; but came to no resolution thereon. Consideration of amendments will resume on Monday, January 30.

Page 2678

Rejected:

The Kanjorski amendment en bloc that sought to provide that provisions would not apply to laws and regulations pertaining to investor protection; the safe and sound operation of financial markets; federally insured depository institutions and credit unions; or the deposit insurance funds that ensure the deposits on member accounts in these depository institutions or credit unions; (rejected by a recorded vote of 154 ayes to 266 noes, Roll No. 53);

Page 2679

The Clayton amendment that sought to provide that the provisions would not apply to laws and regulations necessary to protect worker safety (rejected by a recorded vote of 157 ayes to 262 noes, Roll No. 54); and

Page 2692

The Mascara amendment that sought to provide that the provisions would not apply to laws and regulations pertaining to the collection of child support payments (rejected by a recorded vote of 158 ayes to 259 noes, Roll No. 55).

Page 2697

Legislative Program: The Majority Leader announced the legislative program for the week of January 30. Agreed to adjourn from Friday to Monday.

Pages 2685, 2702

Committee Election: House agreed to H. Res. 48, electing Representative Houghton to the Committee on International Relations.

Page 2702

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, February 1.

Page 2702

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 2673, 2691, 2697, 2701.

Adjournment: Met at 10:00 a.m. and adjourned at 3:23 p.m.

Committee Meetings

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

NATIONAL SECURITY REVITALIZATION ACT

Committee on International Relations: Began markup of H.R. 7, National Security Revitalization Act.

Will continue on January 30.

EMERGENCY DEPARTMENT OF DEFENSE SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security approved for full Committee action an Emergency Supplemental appropriations for the Department of Defense for fiscal year 1995.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 665, Victim Restitution Act of 1995; and H.R. 666, Exclusionary Rule Reform Act of 1995.

The Committee also began markup of H.R. 668, Criminal Alien Deportation Improvements Act of 1995.

Will continue on January 31.

NATIONAL SECURITY REVITALIZATION

Committee on National Security: Held a hearing on H.R. 7, National Security Revitalization Act. Testimony was heard from the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

REGULATION—PAPERWORK REDUCTION ACT

Committee on Small Business: Held a hearing on Regulation—Paperwork Reduction Act. Testimony was heard from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; and public witnesses.

HEALTH INSURANCE TAX DEDUCTION—FOR SELF-EMPLOYED

Committee on Ways and Means: Subcommittee on Health held a hearing on health insurance tax deduction for the self-employed. Testimony was heard from Representatives Cardin, Neal, Meyers of Kansas; and Pomeroy; Jere Glover, Chief Counsel, SBA; and public witnesses.

PERSONAL RESPONSIBILITY ACT

Committee on Ways and Means: Subcommittee on Human Resources continued hearings on H.R. 4, Personal Responsibility Act, with emphasis on changing eligibility for Supplemental Security Income. Testimony was heard from Representatives McCrery and Kleczka; Jane Ross, Director, Income Security Issues, GAO; and public witnesses.

Hearings continue January 30.

FCC MINORITY TAX CERTIFICATES

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Internal Revenue Code section 1071 (the operation and administration of the provision which allows the FCC to grant tax relief with respect to the sales of radio, television, and other properties under certain circumstances). Testimony was heard from William E. Kennard, General Counsel, FCC; Glen A. Kohl, Tax Legislative Counsel, Department of the Treasury; and public witnesses.

NATIONAL SECURITY REVITALIZATION ACT

Permanent Select Committee on Intelligence: Ordered reported amended H.R. 7, National Security Revitalization Act.

Joint Meetings

UNITED STATES-RUSSIA RELATIONS

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine the Administration's position on Russia's military intervention in Chechnya, and its implications for United States-Russian relations, after receiving testimony from James Collins, Senior Coordinator, Office of the Ambassador-at-Large for the New Independent States, Department of State.

Monday, January 30, 1995

Senate

Chamber Action

Routine Proceedings, pages 2810–2945

Measures Introduced: Five bills were introduced, as follows: S. 293–297.

Page 2842

Balanced Budget Constitutional Amendment: Senate began consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 2819

Senate will resume consideration of the resolution on Tuesday, January 31.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report with respect to the national emergency with respect to Libya; referred to the Committee on Banking, Housing and Urban Affairs. (PM–5).

Page 2840

Transmitting the annual report of the National Institute of Building Sciences for fiscal year 1993; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–6).

Page 2841

Transmitting the report of the administration of the Radiation Control for Health and Safety Act of 1968 for calendar year 1993; referred to the Committee on Labor and Human Resources. (PM–7).

Page 2841

Messages From the President: **Page 2840**

Messages From the House: **Page 2841**

Measures Placed on Calendar: **Page 2841**

Petitions: **Page 2841**

Statements on Introduced Bills: **Page 2842**

Additional Cosponsors: **Page 2874**

Additional Statements: **Page 2875**

Recess: Senate convened at 1 p.m., and recessed at 5:51 p.m., until 9:30 a.m., on Tuesday, January 31, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 2879.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 725–747; and 2 resolutions, H. Res. 49–50 were introduced.

Page 2930

Report Filed: One report was filed as follows: H.R. 2, to give the President line-item veto authority over appropriation Acts and targeted tax benefits in revenue Acts, amended (H. Rept. 104–11, Pt. II).

Page 2930

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Ewing to act as Speaker pro tempore for today.

Page 2880

Recess: House recessed at 12:57 p.m. and reconvened at 2:00 p.m.

Page 2883

Recess: House recessed at 2:33 p.m. and reconvened at 5:05 p.m.

Page 2890

Unfunded Mandate Reform: House continued consideration of H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates on the private sector; but came to no resolution thereon. Consideration of amendments will resume on Tuesday, January 31.

Pages 2890, 2893

Agreed To:

The Clinger motion to limit debate on all amendments to section 4 (regarding limitation to application) to 10 minutes per amendment (agreed to by a recorded vote of 233 ayes to 181 noes, Roll No. 57); and

Page 2892

The Clinger motion that the Committee of the Whole rise (agreed to by a recorded vote of 237 ayes to 181 noes, Roll No. 58).

Page 2892

Rejected:

The Volkmer motion that the Committee of the Whole rise (rejected by a recorded vote of 159 ayes to 266 noes, Roll No. 59);

Page 2894

The Borski amendment en bloc that sought to provide that provisions not apply to laws or regulations that enforce or establish limits on the introduction into United States water of pollutants that cause significant adverse acute effects on human health, cancer, developmental malformation, reproductive dysfunctions, neurological disorders, genetic mutations or other chronic effects on human health which are serious or irreversible (rejected by a recorded vote of 162 ayes to 263 noes, Roll No. 61);

Page 2899

The Volkmer amendment to the Borski amendment that sought to add 5 reproductive disorders to the list of health illnesses affected by water pollution (rejected by a recorded vote of 114 ayes to 312 noes, Roll No. 60);

Page 2899

The Clay en bloc amendment that sought to provide that provisions not apply to laws or regulations that protect the health and welfare of persons who, through no fault of their own, need welfare assistance; or regulations that apply to protecting against hunger or homelessness (rejected by a recorded vote of 151 ayes to 277 noes, Roll No. 63);

Page 2902

The Jackson-Lee amendment to the Clay amendment that sought to include an exemption from laws and regulations necessary to protect adults from hunger or homelessness (rejected by a recorded vote of 142 ayes to 285 noes, Roll No. 62);

Page 2902

The Clay en bloc amendment that sought to provide that provisions not apply to laws or regulations that protect the health and safety of those, including children and discouraged workers, who, through no fault of their own, receive welfare assistance (rejected by a recorded vote of 138 ayes to 284 noes, Roll No. 64);

Page 2904

The Clay en bloc amendment that sought to provide that provisions not apply to laws or regulations that protect school children from exposure to dangerous conditions in schools, including exposure to asbestos and lead paint (rejected by a recorded vote of 127 ayes to 297 noes, Roll No. 65);

Page 2906

The Jackson-Lee amendment that sought to provide that the provisions not apply to laws or regulations pertaining to medicaid (rejected by a recorded vote of 131 ayes to 295 noes, Roll No. 66);

Page 2908

The Becerra amendment en bloc that sought to provide that the provisions not apply to laws or regulations to protect children from exploitation in the workplace (rejected by a recorded vote of 156 ayes to 269 noes, Roll No. 67);

Page 2910

The Kanjorski amendment en bloc that sought to provide that the provisions not apply to laws or regulations pertaining to medicare (rejected by a recorded vote of 161 ayes to 266 noes, Roll No. 68);

Page 2912

The Martinez amendment that sought to provide that the provisions not apply to laws or regulations pertaining to the Older Americans Act or the Juvenile Justice and Delinquency Act (rejected by a recorded vote of 126 ayes to 296 noes, Roll No. 69);

Page 2915

The Pelosi amendment that sought to provide that the provisions not apply to laws or regulations that establish a minimum wage (rejected by a recorded vote of 159 ayes to 260 noes, Roll No. 70);

Page 2916

The Vento en bloc amendment that sought to provide that the provisions not apply to laws or regulations that apply to life threatening public health and safety matters (rejected by a recorded vote of 109 ayes to 308 noes, Roll No. 71); and

Page 2919

The Fields of Louisiana amendment that sought to provide that the provisions not apply to laws or regulations that establishes standards for the education or safety of students in elementary or secondary public schools (rejected by a recorded vote of 135 ayes to 282 noes, Roll No. 72).

Page 2920

Committees to Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Tuesday, January 31, during the proceedings of the House under the five-minute rule: Economic and Educational Opportunities, Transportation and Infrastructure, National Security, Science, Judiciary, Resources, International Relations and Small Business.

Page 2923

Presidential Messages: Read the following messages from the President:

National Emergency with Respect to Libya: Message wherein he transmits his report concerning the national emergency with respect to Libya—referred to the Committee on International Relations and ordered printed (H. Doc. No. 104–24);

Page 2924

Radiation Control: Message wherein he transmits the report of the Department of Health and Human Services regarding the administration of the Radiation Control and Health and Safety Act of 1968 during calendar year 1993—referred to the Committee on Commerce; and

Page 2925

National Institute of Building Sciences: Message wherein he transmits the annual report of the National Institute of Building Sciences for fiscal year 1993—referred to the Committee on Banking.

Page 2925

Senate Messages: Messages received from the Senate today appears on page 2883.

Quorum Calls—Votes: One quorum call (Roll No. 56) and sixteen recorded votes developed during the proceedings of the House today and appear on pages 2891, 2892, 2894, 2899, 2902, 2904, 2906, 2908, 2910, 2912, 2915, 2916, 2919, 2920

Adjournment: Met at 12:30 p.m. and adjourned at 12:15 a.m. on Tuesday, January 31.

Committee Meetings

NATIONAL SECURITY REVITALIZATION ACT

Committee on International Relations: Continued markup of H.R. 7, National Security Revitalization Act.

Will continue tomorrow.

PERSONAL RESPONSIBILITY ACT

Committee on Ways and Means: Subcommittee on Human Resources continued hearings on H.R. 4, Personal Responsibility Act, with emphasis on Welfare Reform. Testimony was heard from Senators Grassley and Brown; Members of Congress; Lawton Chiles, Governor, State of Florida; and public witnesses.

Hearings continue February 2.

CUSTOMS SERVICE REORGANIZATION AND MODERNIZATION EFFORTS

Committee on Ways and Means: Subcommittee on Trade held a hearing on the U.S. Customs Service reorganization plan and the implementation of the Customs Modernization Act. Testimony was heard from George J. Weise, Commissioner, U.S. Customs Service, Department of the Treasury; J. William Gadsby, Director, Government Business Operations, GAO; and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, January 31, 1995

Senate

Chamber Action

Routine Proceedings, pages 2947–3111

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 298–307, and S.J. Res. 26.

Page 3001

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 2958

Senate will resume consideration of the resolution on Wednesday, February 1.

Nominations Received: Senate received the following nominations:

James L. Dennis, of Louisiana, to be United States Circuit Judge for the Fifth Circuit.

Rae E. Unzicker, of North Dakota, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Hughey Walker, of South Carolina, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Ela Yazzie-King, of Arizona, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Page 3016

Communications: **Page 3000**

Petitions: **Page 3001**

Statements on Introduced Bills: **Page 3001**

Additional Cosponsors: **Page 3014**

Authority for Committees: **Page 3015**

Additional Statements: **Page 3015**

Recess: Senate convened at 9:30 a.m., and recessed at 6:03 p.m., until 9:30 a.m., on Wednesday, February 1, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 3016.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Eleanor Hill, of Virginia, to be Inspector General, Department of Defense, after the nominee, who was introduced by Senator Roth, testified and answered questions in her own behalf.

NATIONAL SECURITY

Committee on Armed Services: Committee met in closed session to receive a briefing on the smuggling of nuclear material and the role of international crime organizations, and on the proliferation of cruise and ballistic missiles from Gordon Oehler, Director, Non-Proliferation Center, Robert Hachey, Liaison Officer, Office of Congressional Affairs, and Steve Kappas, Chief of Proliferation Group, Central Eurasia Division, all of the Central Intelligence Agency; and Dee Bumbers, Senior Intelligence Officer, Non- Proliferation/Arms Control Division, George Stevens, Senior Intelligence Officer, Non-Proliferation Branch, and Daniel Spohn, Defense Intelligence Officer, Strategic Programs, Research and Development and Proliferation, all of the Defense Intelligence Agency, Department of Defense.

Committee recessed subject to call.

MEXICO ECONOMY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the economic situation in Mexico and United States efforts to stabilize the peso, after receiving testimony from Senator Brown; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Jeffrey R. Shafer, Assistant Secretary of the Treasury for International Affairs; L. William Seidman, Commercial Mortgage Asset Corp., Washington, D.C.; Guillermo A. Calvo, University of Maryland, College Park; David C. Mulford, CS First Boston Inc., London, England; Rudi Dornbusch, Massachusetts Institute of Technology, Cambridge; and Ross Perot, Dallas, Texas.

SCIENCE AND TECHNOLOGY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings on the implementation of the Department of Commerce science and technology programs, receiving testimony from Ronald H. Brown, Secretary of Commerce, Mary Lowe Good, Under Secretary for Technology Policy, D. James Baker, Under Secretary for Oceans and Atmosphere, and Arati Prabhakar, Director, National Institute of Standards and Technology, all of the Department of Commerce.

Hearings were recessed subject to call.

U.S. SAVINGS AND INVESTMENT

Committee on Finance: Committee held hearings to examine the factors that affect savings in the United States economy and the importance of savings on economic growth and productivity, receiving testimony from Gail Makinen, Specialist in Economic Policy, Congressional Research Service, Library of Congress; Robert Risner, Northwestern University, Evanston, Illinois; and Dale Jorgenson, Harvard University, Cambridge, Massachusetts.

Committee will meet again on Thursday, February 2.

START II TREATY

Committee on Foreign Relations: Committee concluded hearings on the Treaty Between the United States and the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (the START II Treaty) signed at Moscow on January 3, 1993, including the following documents, which are integral parts thereof: the Elimination and Conversion Protocol, the Exhibitions and Inspections Protocol, and the Memorandum of Attribution (Treaty Doc. 103–1), after receiving testimony from Warren Christopher, Secretary of State; Linton F. Brooks, Chief Negotiator for the United States to the START II Negotiations; and John D. Holum, Director, United States Arms Control and Disarmament Agency.

BANKING LAW REFORM: D'OENCH DUHME DOCTRINE

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia held oversight hearings to examine the use by the Federal Deposit Insurance Corporation and the Resolution Trust Corporation of the D'Oench Duhme doctrine to prevent citizens from seeking redress for legitimate claims against failed banks, receiving testimony from William M. Dudley, Vice President (Atlanta, Georgia), and Mark Hileman, Counsel, both of the Resolution Trust Corporation; John F. Bovenzi, Director, Division of Depositor and Asset Services, Federal Deposit Insurance Corporation; Michael P. Malloy, Fordham University School of Law, Bronx, New York; J. Michael Echevarria, Southwestern University School of Law, Los Angeles, California; David S. Hess, Citizens and Business for D'Oench Duhme Reform, Arlington, Virginia; Michael C. McLaughlin, Lane & Altman, Boston, Massachusetts; and Rhetta B. Sweeney, Hamilton, Massachusetts.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 748–764; one private bill, H.R. 765; and one resolution, H. Res. 54, were introduced.

Page 3097

Reports Filed: The following reports were filed as follows:

H. Res. 51, providing for the consideration of H.R. 101, to provide for the transfer of a parcel of land to the Taos Pueblo Indians of New Mexico (H. Rept. 104–12);

H. Res. 52, providing for the consideration of H.R. 400, the Anaktuvuk Pass Land Exchange and Wilderness Redesignation Act of 1995 (H. Rept. 104–13); and

H. Res. 53, providing for a conveyance of lands to certain individuals in Butte County, California (H. Rept. 104–14).

Page 3082

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gillmor to act as Speaker pro tempore for today.

Page 3017

Recess: House recessed at 10:18 a.m. and reconvened at 11 a.m.

Page 3023

Committee Hearings: House agreed to H. Res. 43, to amend clause 2(g)(3) of the House Rule XI to permit committee chairmen to schedule hearings. Subsequently, H. Res. 47, the rule providing for the consideration of H. Res. 43, was laid on the table.

Page 3028

Agreed to the Solomon amendment that provides that, in order to schedule a hearing in less than seven days, the chairman of the committee must have either the concurrence of the ranking minority member of the committee or a majority vote of that committee, with a quorum being present for the transaction of business.

Page 3032

Unfunded Mandate Reform: House continued consideration of H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates in the private sector; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, February 1.

Page 3032

Agreed To:

The Schiff amendment, as modified, that deletes language establishing a new Commission on Unfunded Federal Mandates; eliminates language designating new duties for that Commission; eliminates the $1 million that had been authorized for that Commission to perform those duties; and requires the review of unfunded State mandates imposed on local governments, the private sector, and individuals to be conducted by the existing Advisory Commission on Intergovernmental Relations;

Pages 3034, 3040

Agreed to the following three amendments to the Schiff amendment, as modified:

The Burton of Indiana amendment that adds language to provide that the Advisory Commission on Intergovernmental Relations study the impact of unfunded Federal mandates on the private sector;

Page 3037

The Riggs amendment that requires the Advisory Commission to give the highest priority to investigating, reviewing, and making recommendations regarding unfunded Federal mandates which are subject to litigation between the Federal Government and a State, local, or tribal government; and

Page 3039

The Traficant amendment that provides that the Commission include in its considerations the effects of unfunded mandates on working men and women.

Page 3040

Agreed To:

The Waxman amendment that provides that all Federal agencies that issue regulations seek the testimony from concerned citizens as well as testimony from State and local governments when considering proposed new regulations;

Page 3041

The Moran amendment that provides that Federal agencies, in cases where their rulemaking record indicates that there are two or more methods that could be used to accomplish the objectives of a particular regulation containing Federal mandates, choose the option which is least costly and burdensome to State, local and tribal governments or to the private sector; or publish an explanation with the final regulation detailing why that agency chose the more costly method of applying the Federal mandate;

Page 3044

The Moran amendment that provides that agencies not currently subject to judicial review would not become subject to such review solely as the result of their actions to comply with procedural requirements of provisions; that judicial review would occur in a single court that has jurisdiction over judicial review of the substantive agency action involved; that, when administrative remedies have been exhausted and judicial review is required, determinations would be governed by rules that currently control judicial review of the substantive agency action; and that a stay could not be imposed due an alleged violation of provisions;

Page 3049

The Pryce amendment that requires the Office of Management and Budget to report to Congress annually on compliance by Federal agencies with provisions for assessing the costs of mandates in their regulations;

Page 3049

The Allard amendment that provides that before a Federal agency can impose an unfunded mandate on the States, it must cite a specific Federal statute that allows it to do so;

Page 3050

The Traficant amendment that provides that Federal agency analyses regarding significant regulatory actions must include information about the effects of any private sector mandates on workers' benefits and pensions;

Page 3052

The Portman amendment that provides that congressional committees must include in their reports on Federal mandates legislation a statement on the degree to which Federal mandates affect the public and private sectors; a description of any actions taken by the committee to avoid adverse impacts on the competitive balance between the two; and the extent to which limiting or eliminating any intergovernmental mandates or eliminating any Federal funding provided to cover their cost would affect this competitive balance;

Page 3060

The Peterson of Minnesota amendment that lowers the cost threshold at which the Congressional Budget Office would be required to prepare a detailed cost estimate for legislation containing Federal mandates on the private sector;

Page 3063

The Waxman amendment that provides that requirements for a CBO cost estimate on intergovernmental mandates contained in legislation could be waived if CBO determines that it is infeasible to make a reasonable estimate for that particular legislation;

Page 3067

The Hayes en bloc amendment that expands the requirements for Federal agencies to prepare a detailed analysis of regulations which may result in compliance costs of $100 million or more; and that such an analysis would have to be prepared for any regulation that may result in the net elimination of 10,000 jobs;

Page 3069

The Dreier amendment, as amended by the Moakley amendment, that provides for the disposition of points of order made against proposed legislation; and requires that the point of order be cited and explained specifically as to the language on which that point of order is premised; and

Page 3070

Rejected:

The Waxman amendment that sought to require each Federal agency to establish a process by which concerned citizens, not just State, local and tribal governments, may provide meaningful and timely input in the development of regulations containing significant Federal mandates;

Page 3042

The Collins of Illinois amendment that sought to change the effective date of the provisions to ten days after enactment, rather than October 1, 1995, as currently provided (rejected by a recorded vote of 181 ayes to 250 noes, Roll No. 73);

Page 3058

The Hall of Ohio amendment that sought to provide that certain low-income entitlement programs would be considered Federal mandates, making legislation reducing their funding subject to a point of order as an unfunded mandate, even if those programs are significantly changed in the future, such as with the incorporation into a block grant as part of any forthcoming welfare reform (rejected by a recorded vote of 144 ayes to 289 noes, Roll No. 74);

Page 3062

The Cooley amendment that sought to strike language which exempts legislation reauthorizing existing laws from point of order provisions so long as that reauthorization does not increase net direct costs to State, local, or tribal governments (rejected by a recorded vote of 146 ayes to 287 noes, Roll No. 75);

Page 3066

The Waxman amendment that sought to specify that proposed legislation designed to prevent fraud and abuse, or to increase fiscal accountability of State or local programs, shall not be considered as imposing unfunded mandates (rejected by a recorded vote of 153 ayes to 275 noes, Roll No. 76);

Page 3068

The Mink amendment that sought to provide that legislation affecting entitlement programs in which States participate voluntarily would not be considered as imposing a Federal intergovernmental mandate (rejected by a recorded vote of 121 ayes to 310 noes, Roll No. 77);

Page 3071

The Beilenson amendment that provides that appropriations legislation be subject to requirements for expanded CBO cost estimates of legislation containing Federal mandates.

Page 3074

The Beilenson amendment that sought to strike provisions establishing a point of order against consideration of legislation containing unfunded intergovernmental mandates so that a point of order would apply only to legislation for which the required CBO cost estimate has not been published (rejected by a recorded vote of 138 ayes to 291 noes, Roll No. 78); and

Page 3076

The Moran amendment that sought to change language defining a "Federal intergovernmental mandate" so that it would not include any provision which would apply an enforceable mandate equally to the public sector and the private sector; and to provide that a point of order against congressional consideration of legislation containing unfunded mandates could not be invoked in the case of provisions that apply equally to the public and private sectors (rejected by a recorded vote of 143 ayes to 285 noes, Roll No. 79).

Page 3080

Withdrawn:

The following amendments were offered, but subsequently withdrawn:

The Manzullo amendment to the Schiff amendment, as modified, that would have required the Commission to study the role and impact of requirements under the Employee Commute Options provision of the Clean Air Act and the National Voter Registration Act (the "motor voter" law); and to issue recommendations regarding those provisions;

Page 3040

The Oxley amendment that would have changed provisions of the Great Lakes Water Quality Act so that States in the Great Lakes system would not be required to adopt water quality programs which are identical or similar to the Environmental Protection Agency's proposed Great Lakes water quality guidelines, but only to "take into account" EPA guidance;

Page 3051

The Roemer amendment that would have provided that provisions should not apply to any Federal statute or Federal regulation that pertains to the immunization of children against vaccine-preventable diseases; and

Page 3064

The Skaggs amendment that would have deleted provisions which exempt legislation reauthorizing existing law and provided that all existing laws would always be subject to the point of order provisions during reauthorization.

Page 3065

Committees on Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Wednesday, February 1, during the proceedings of the House under the five-minute rule: Agriculture, Economic and Educational Opportunities, Transportation and Infrastructure, Judiciary, Science, Resources, Commerce, and International Relations.

Page 3082

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 3098.

Quorum Calls—Votes: Seven recorded votes developed during the proceedings of the House today and appear on pages 3058, 3062, 3066, 3068, 3071, 3076, 3080. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 9:35 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Downsizing the Government. Testimony was heard from public witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Future of the Department of Energy. Testimony was heard from John T. Conway, Chairman, Defense Nuclear Facilities Safety Board; Edward Teller, Lawrence Livermore National Laboratory; and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies held a hearing on Foreign Operations in an Era of Budget Reductions. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

BUDGET AND ECONOMIC OUTLOOK

Committee on the Budget: Held a hearing on the Budget and Economic Outlook. Testimony was heard from Robert D. Reischauer, Director, CBO.

CONTRACT WITH AMERICA: CHILD WELFARE/CHILD CARE

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on the Contract With America: Child Welfare/Child Care. Testimony was heard from Representative Hutchinson; Jane Ross, Director, Income Security Issues, GAO; and public witnesses.

NATIONAL SECURITY REVITALIZATION ACT

Committee on International Relations: Ordered reported amended H.R. 7, National Security Revitalization Act.

BRIEFING—HORN OF AFRICA AND SOUTHERN AFRICA

Committee on International Relations: Subcommittee on Africa met in executive session to receive a briefing on the Horn of Africa and Southern Africa. The Subcommittee was briefed by George E. Moose, Assistant Secretary, Bureau of African Affairs, Department of State.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported amended H.R. 668, Criminal Alien Deportation Improvements Act of 1995.

The Committee also began markup of H.R. 667, Violent Criminal Incarceration Act of 1995.

Will continue tomorrow.

FORT CARSON-PINON CANYON LANDS WITHDRAWAL ACT; NATIONAL SECURITY REVITALIZATION ACT

Committee on National Security: Ordered reported the following bills: H.R. 256, Fort Carson-Pinon Canyon Military Lands Withdrawal Act, and H.R. 7 as amended, National Security Revitalization Act.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on Investment in Hardrock Mineral Exploration and Development. Testimony was heard from public witnesses.

IMPACT OF CONTRACT WITH AMERICA ON THE TERRITORIES; OMNIBUS TERRITORIES ACT

Committee on Resources: Subcommittee on Native American and Insular Affairs held a hearing on the Impact of the Contract With America on the territories, reducing and reforming Government through the termination of the Offices of Territorial and International Affairs, H.R. 602, Omnibus Territories Act and general oversight of the territories. Testimony was heard from Representatives Mink and Abercrombie; Leslie M. Turner, Assistant Secretary, Territorial and International Affairs, Department of the Interior; T. Alexander Aleinikoff, General Counsel, Immigration and Naturalization Service, Department of Justice; Kenneth Freiberg, Deputy General Counsel, Office of the U.S. Trade Representative; Maria Echaveste, Administrator, Wage and Hour Division, Department of Labor; Natwar M. Grandi, Associate Director, Tax Policy and Administration Issues, General Government Division, GAO; Carl T.C. Gutierrez, Governor, Guam; Roy L. Schneider, Governor, U.S. Virgin Islands; Froilan C. Tenorio, Governor, Commonwealth of the Northern Mariana Islands; Juan N. Babauta, Resident Representative to the United States, Commonwealth of the Northern Mariana Islands; and Malaetasi Mauga Togafau, Attorney General, Samoa.

LAND TRANSFER

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 101, to transfer a parcel of land to the Taos Indians of New Mexico, The bill shall be considered for amendment under the five-minute rule. Each section shall be considered as read. Finally, the rule provides one motion to recommit. Testimony was heard from Representative Hansen.

LAND EXCHANGE

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 400, to provide for the exchange of lands within the Gates of the Arctic National Wildlife Park and Preserve. The bill shall be considered for amendment under the five-minute rule. Each section shall be considered as read. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Young.

LAND CONVEYANCE

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 440, to provide for the conveyance of lands to certain individuals in Butte County, CA. The bill shall be considered for amendment under the five-minute rule. Each section shall be considered as read. Finally, the rule provides one motion to recommit. Testimony was heard from Representative Hansen.

RISK ASSESSMENT AND COST BENEFIT ANALYSIS

Committee on Science: Held a hearing on Risk Assessment and Cost Benefit Analysis. Testimony was heard from public witnesses.

Hearings continue February 3.

ESTATE TAX REFORM AND THE FAMILY BUSINESS

Committee on Small Business: Held a hearing on Estate Tax Reform and the Family Business. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Transportation and Infrastructure: Held an oversight hearing to identify opportunities for streamlining and improving the efficiency of Transportation and Infrastructure Programs. Testimony was heard from the following Governors: Edward T. Schafer, North Dakota; E. Benjamin Nelson, Nebraska; Terry Branstad, Iowa; Howard Dean, Vermont; Tommy G. Thompson, Wisconsin; and Christine Todd Whitman, New Jersey.

CONTRACT WITH AMERICA

Committee on Ways and Means: Continued hearings on the Contract With America, with emphasis on provisions designed to encourage savings and investment. Testimony was heard from Senators Roth, Mikulski, and Hutchison; Representatives Orton and Baker of California; and public witnesses.

Hearings continue tomorrow.

Joint Meetings

BOSNIA AND HERZEGOVINA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings to examine the current situation in Bosnia and Herzegovina, focusing on policy options available to the international community, including a lifting of the arms embargo, withdrawing U.N. Protection Force troops, amending current sanctions regime imposed on Serbia, and maintaining last year's Contact Group plan for a negotiated peace, receiving testimony from Haris Silajdzic, Prime Minister of Bosnia and Herzegovina.

Commission recessed subject to call.

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Wednesday, February 1, 1995

Senate

Chamber Action

Routine Proceedings, pages 3112–3330

Measures Introduced: Twenty-four bills and two resolutions were introduced, as follows: S. 308–331, and S. Res. 75 and 76. **Page 3168**

Measures Passed:

National Women and Girls in Sports Day: Committee on the Judiciary was discharged from further consideration of S. Res. 37, designating February 2, 1995, and February 1, 1996, as "National Women and Girls in Sports Day", and the resolution was then agreed to. **Page 3168**

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States. **Page 3121**

Senate will resume consideration of the resolution on Thursday, February 2.

Measures Referred: **Page 3168**

Statements on Introduced Bills: **Page 3169**

Additional Cosponsors: **Page 3211**

Authority for Committees: **Page 3212**

Additional Statements: **Page 3213**

Recess: Senate convened at 9:30 a.m., and recessed at 5:31 p.m., until 9:30 a.m., on Thursday, February 2, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 3219.)

Committee Meetings

AUTHORIZATION—CFTC

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 178, authorizing funds for fiscal years 1995 through 2000 for the Commodity Futures Trading Commission.

FEDERAL ENTITLEMENTS

Committee on the Budget: Committee held hearings to examine issues relative to restructuring the Federal budget process, focusing on baseline projections for Federal entitlements, including health and farm programs, receiving testimony from Paul Van de Water, Assistant Director for Budget Affairs, Congressional Budget Office; Kevin B. Piper, Wisconsin Bureau of Health Care Financing, Madison; Bruce Gardner, University of Maryland, College Park; and Marilyn Moon, Urban Institute, Washington, DC.

Committee will meet again tomorrow.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported, with an amendment, S. 244, authorizing funds for fiscal years 1996–2000 for the Office of Information and Regulatory Affairs of the Office of Management and Budget to strengthen the goals of the Paperwork Reduction Act of 1980 by having Federal agencies become more responsible and accountable for reducing the burden of Federal paperwork on the public.

Also, committee adopted its rules of procedure for the 104th Congress, and announced the following subcommittee assignments:

Permanent Subcommittee on Investigations: Senators Roth (Chairman), Stevens, Cohen, Thompson, Cochran, Grassley, McCain, Smith, Nunn, Glenn, Levin, Pryor, Lieberman, Akaka, and Dorgan.

Subcommittee on Post Office and Civil Service: Senators Stevens (Chairman), Cochran, McCain, Smith, Pryor, Akaka, and Dorgan.

Subcommittee on Oversight of Government Management and the District of Columbia: Senators Cohen (Chairman), Thompson, Cochran, Grassley, McCain, Levin, Pryor, Lieberman, and Akaka.

CONGRESSIONAL TERM LIMITS

Committee on the Judiciary: Subcommittee on Constitution, Federalism and Property Rights approved for full committee consideration, with amendments, S.J. Res. 21, proposing a constitutional amendment to limit congressional terms.

ORGANIZATIONAL MEETING

Committee on Veterans Affairs: Committee met and adopted its rules of procedure for the 104th Congress.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, February 8.

House of Representatives

Chamber Action

Bills Introduced: Twenty-five public bills, H.R. 766–790; and two resolutions, H. Con. Res. 21 and H. Res. 56, were introduced.

Page 3297

Report Filed: One Report was filed as follows: H. Res. 55, providing for the consideration of H.R. 2, to give the President item veto authority over appropriation Acts and targeted tax benefits in revenue Acts (H. Rept. 104–15).

Page 3258

Unfunded Mandate Reform: By a recorded vote of 360 ayes to 74 noes, Roll No. 83, the House passed H.R. 5, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates in the private sector.

Page 3225

Rejected the Collins of Illinois motion to recommit the bill to the Committee on Government Reform and Oversight.

Page 3252

Agreed to the committee amendment in the nature of a substitute.

Page 3252

Rejected:

The Sanders amendment that sought to require the Congressional Budget Office [CBO] to prepare a health care impact statement which would provide an estimate of the health care costs that would result if the particular mandate is not enacted or enforced; and a quantitative assessment of mandate benefits including benefits to human health, welfare, and the environment (rejected by a recorded vote of 145 ayes to 283 noes, Roll No. 80);

Page 3231

The Doggett amendment that sought to provide that the bill would cease to be effective on January 3, 2000, and would then require congressional reauthorization in order for its provisions to remain in effect (rejected by a recorded vote of 145 ayes to 283 noes, Roll No. 81); and

Page 3237

The Moran amendment, in the nature of the substitute, that sought to insert the text of H.R. 1295, Fiscal Accountability and Intergovernmental Reform Act (rejected by a recorded vote of 152 ayes to 278 noes, Roll No. 82).

Page 3245

The following amendments were offered but subsequently withdrawn:

The Mineta amendment that sought to clarify the definition that a "Federal intergovernmental mandate" does not include any provision that preempts State, local, or tribal governments from engaging in economic regulation; and ensure that legislation deregulating various industries would not be subject to points of order; and

Page 3225

The Volkmer amendment that sought to provide that legislation establishing conditions for receipts of Federal assistance, or duties arising from participation in the voluntary program, would be considered as imposing a Federal intergovernmental mandate.

Page 3232

Subsequently, S. 1, a similar Senate-passed measure, was passed, after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Page 3258

House then insisted on its amendments to S. 1 and asked a conference. Appointed as conferees: Representatives Clinger, Dreier, Portman, Davis, Condit, Collins of Illinois, Towns, and Moakley.

Page 3258

The Clerk was authorized to make technical corrections in the engrossment of the House amendment to the Senate bill, to include corrections in spelling, punctuation, section numbering, and cross-referencing and the insertion of appropriate headings.

Page 3258

Arctic National Park and Preserve Land Exchange: By a yea-and-nay vote of 427 yeas with 1 voting "present", Roll No. 84, the House passed H.R. 400, to provide for the exchange of lands within Gates of the Arctic National Park and Preserve.

Page 3265

H. Res. 52, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 3259

Butte County, California Land Transfer: House passed H.R. 440, to provide for the conveyance of lands to certain individuals in Butte County, California.

Page 3258

H. Res. 53, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 3258

New Mexico Land Transfer: House passed H.R. 101, to transfer a parcel of land to the Taos Pueblo Indians of New Mexico.

Page 3267

Agreed to the committee amendment in the nature of a substitute.

Page 3268

H. Res. 51, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 3261

Agreed to the Waldholtz technical amendment to the rule.

Page 3262

Committee To Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Thursday, February 2, during the proceedings of the House under the five-minute rule: Economic and Educational Opportunities, Transportation and Infrastructure, Judiciary, Resources, Commerce, and International Relations.

Page 3268

Robert Lagomarsino Visitors Center: House passed H.J. Res. 50, to designate the visitors center at the Channel Islands National Park California, as the "Robert J. Lagomarsino Visitors Center".

Page 3271

Agreed to the committee amendment in the nature of a substitute.

Page 3272

Agreed to amend the title.

Page 3272

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 3299.

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 3231, 3237, 3245, 3252, 3265. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 9:01 p.m.

Committee Meetings

FOOD STAMP PROGRAM—ENFORCEMENT AND RESPONSIBLE MANAGEMENT

Committee on Agriculture: Held a hearing on enforcement and responsible management of the Food Stamp Program. Testimony was heard from Representative Wyden; Roger A. Viadero, Inspector General, USDA; Robert H. Rasor, U.S. Secret Service, Department of the Treasury; and Robert Robinson, Associate Director, Food and Agriculture Issues, GAO.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Downsizing Government/Tax Compliance and Collections. Testimony was heard from Margaret Richardson, Commissioner, IRS, Department of the Treasury; Jennie Stathis, Director, Tax Policy and Administration Issues, General Government Division, GAO; and public witnesses.

JOB CREATION AND WAGE ENHANCEMENT ACT

Committee on Commerce: Subcommittee on Commerce, Trade and Hazardous Materials and the Subcommittee on Health and the Environment held a joint hearing on Title III, Risk and Assessment and Cost/Benefit Analysis for New Regulations of H.R. 9, Job Creation and Wage Enhancement Act of 1995. Testimony was heard from Ben Nelson, Governor, State of Nebraska; Peter D. Venturini, Chief, Stationary Source Division, Environmental Protection Agency, State of California; Donald R. Schregardus, Director, Environmental Protection Agency, State of Ohio; and public witnesses.

Hearings continue tomorrow.

CONTRACT WITH AMERICA: NUTRITION

Committee on Economic and Educational Opportunities: Held a hearing on the Contract With America: Nutrition. Testimony was heard from public witnesses.

MEXICO ECONOMIC CRISIS

Committee on International Affairs: Held a hearing on the Mexico Economic Crisis. Testimony was heard from public witnesses.

VIOLENT CRIMINAL INCARCERATION ACT; EFFECTIVE DEATH PENALTY ACT

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 667, Violent Criminal Incarceration Act of 1995; and H.R. 729, Effective Death Penalty Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full Committee action the following bills: H.R. 715, Sea of Okhotsk Fisheries Enforcement Act; H.R. 716, to extend authorization of the Fishermen's Protective Act until the year 1998; H.R. 541, amended, to reauthorize the Atlantic Tunas Convention Act of 1975; H.R. 622, to implement the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries; H.R. 535, amended, Corning National Fish Hatchery Conveyance Act; H.R. 584, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas; and H.R. 614, amended, to direct the Secretary of the Interior to convey the New London Fish Hatchery to the State of Iowa.

LINE-ITEM VETO ACT

Committee on Rules: By a non-recorded vote, granted an open rule providing 2 hours of debate on H.R. 2, Line-Item Veto Act of 1995. The rule makes in order an amendment in the nature of a substitute printed in the Rules Committee report as original bill for amendment purposes, which shall be considered as read. The rule waives clause 7, rule XVI (prohibiting non-germane amendments) against the amendment in the nature of a substitute. Priority in recognition will be given to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Clinger and Representatives Blute, Neumann, Collins of Illinois, Wise, Slaughter, Barrett of Wisconsin, and Obey.

UNFUNDED MANDATE REFORM ACT

Committee on Rules: By a non-recorded vote, granted a rule which provides for taking S. 1, Unfunded Mandate Reform Act of 1995, from the Speaker's table and considering it in the House. All points of order are waived against the Senate bill and against its consideration. The rule provides for a motion by the Chairman of the Committee on Government Reform and Oversight or a designee to strike all after the enacting clause and insert the text of H.R. 5, as passed by the House, and waives points of order against the motion. The rule provides 1 hour of debate of the motion. The rule provides for one motion to commit. Finally, the rule makes in order a motion to insist on the House amendment and request a conference with the Senate.

HYDROGEN FUTURE ACT

Committee on Science: Held a hearing on H.R. 655, Hydrogen Future Act of 1995. Testimony was heard from Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy, Department of Energy; and public witnesses.

COMMITTEE OVERSIGHT PLANS

Committee on Transportation and Infrastructure: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and to the Committee on Oversight.

UNFUNDED MANDATES AND REGULATORY BURDENS ON AVIATION INDUSTRY WITHOUT AFFECTING THE SAFETY OF TRAVELING PUBLIC

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on ways to Reduce Unfunded Federal Mandates and Regulatory Burdens on the Aviation Industry without affecting the Safety of the Traveling Public. Testimony was heard from David Hinson, Administrator, FAA, Department of Transportation; and public witnesses.

CONTRACT WITH AMERICA

Committee on Ways and Means: Concluded hearings on the Contract With America, with emphasis on provisions designed to encourage savings and investment. Testimony was heard from Senator Smith; Representatives Allard, Barrett of Nebraska, and Walker; and public witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through January 31, 1995

	Senate	*House*	*Total*
Days in session	19	16	..
Time in session	169 hrs., 00′	115 hrs., 07′	..
Congressional Record:			
Pages of proceedings	S 1862	H 937	..
Extensions of Remarks	..	237	..
Public bills enacted into law	1	..	1
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Measures passed, total	48	31	79
Senate bills	3	2	..
House bills	1	1	..
Senate joint resolutions	..	..	..
House joint resolutions	..	1	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	1	3	..
Simple resolutions	43	24	..
Measures reported, total	*21	*14	35
Senate bills	1	..	..
House bills	..	5	..
Senate joint resolutions	1	..	..
House joint resolutions	..	2	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	19	7	..
Special reports	1	..	..
Conference reports	..	..	..
Measures pending on calendar	16	8	..
Measures introduced, total	409	905	1,314
Bills	307	765	..
Joint resolutions	26	66	..
Concurrent resolutions	4	10	..
Simple resolutions	72	54	..
Quorum calls	2	5	..
Yea-and-nay votes	61	22	..
Recorded votes	..	52	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 6 reports has been filed in the Senate; a total of 14 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through January 31, 1995

Civilian nominations, totaling 122, disposed of as follows:

Confirmed	1
Unconfirmed	121

Civilian nominations (FS, PHS, CG, NOAA), totaling 436, disposed of as follows:

Unconfirmed	436

Air Force nominations, totaling 9,490, disposed of as follows:

Unconfirmed	9,490

Army nominations, totaling 2,627, disposed of as follows:

Unconfirmed	2,627

Navy nominations, totaling 921, disposed of as follows:

Unconfirmed	921

Marine Corps nominations, totaling 109, disposed of as follows:

Unconfirmed	109

Summary

Total nominations received this session	13,705
Total confirmed	1
Total unconfirmed	13,704

Thursday, February 2, 1995

Senate

Chamber Action

Routine Proceedings, pages 3331–3536

Measures Introduced: Nineteen bills were introduced, as follows: S. 332–350. **Page 3398**

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States. **Pages 3342, 3369**

Senate will resume consideration of the resolution on Friday, February 3.

Appointments:

Joint Economic Committee: The Chair, on behalf of the Vice President, pursuant to section 1024, title 15, United States Code, announced the following Majority appointments to the Joint Economic Committee: Senators Mack (Chairman), Roth, Craig, Bennett, Santorum, and Grams. **Page 3391**

Joint Committee on Taxation: The Chair announced on behalf of the Chairman of the Committee on Finance, pursuant to section 8002 of title 26, United States Code, a substitution in the membership of the Joint Committee on Taxation: Senator Hatch for the duration of the 104th Congress only, in lieu of Senator Dole, resigned. **Page 3391**

Messages From the House: **Page 3397**

Measures Referred: **Page 3397**

Executive Reports of Committees: **Page 3397**

Statements on Introduced Bills: **Page 3398**

Additional Cosponsors: **Page 3432**

Amendments Submitted: **Page 3432**

Notices of Hearings: **Page 3434**

Authority for Committees: **Page 3435**

Additional Statements: **Page 3435**

Recess: Senate convened at 9:30 a.m., and recessed at 6:08 p.m., until 9:30 a.m., on Friday, February 3, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 3439.)

Committee Meetings

HUD MANAGEMENT

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies resumed hearings to examine the management and budgetary situation at the Department of Housing and Urban Development, receiving testimony from Nicholas P. Retsinas, Assistant Secretary of Housing and Urban Development and Federal Housing Commissioner; Mayor Steve Bartlett, Dallas, Texas, on behalf of the Conference of Mayors; Richard G. Grose, Missouri Housing Development Commission, on behalf of the National Council of State Housing Agencies, and Kenneth Bacchus, on behalf of the National League of Cities, both of Kansas City, Missouri; Gregory Byrne, Dade County Department of Housing and Urban Development, Miami, Florida, on behalf of the Council of Large Public Housing Authorities; Richard C. Gentry, Richmond Redevelopment and Housing Authority, Richmond, Virginia, on behalf of the National Association of Housing and Redevelopment Officials; Johrita Solari and David Smith, both on behalf of the National Assisted Housing Management Association, Alexandria, Virginia; and Charles S. Wilkens, Jr., National Housing Partnership, and Michael Bodaken, National Housing Trust, both of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nomination of Eleanor Hill, of Virginia, to be Inspector General, Department of Defense, and 10,759 military nominations in the Army, Navy, Marine Corps, and Air Force.

NATIONAL STRATEGY

Committee on Armed Services: Committee concluded hearings to examine the foundations of United States national strategy, after receiving testimony from Henry A. Kissinger, former Secretary of State.

BLOCK GRANTS

Committee on the Budget: Committee continued hearings to examine issues relative to restructuring the Federal budget process, focusing on the Federal, State, and local block grant system, receiving testimony from Michigan Governor John Engler, Lansing; Mayor Stephen Goldsmith, Indianapolis, Indiana; and Clint Bolick, Institute for Justice, Washington, D.C.

Hearings were recessed subject to call.

U.S. SAVINGS

Committee on Finance: Committee held hearings to examine the potential for targeted incentives to increase domestic savings, receiving testimony from William G. Gale, Brookings Institution, Washington, D.C.; and Laurence J. Kotlikoff, Boston University, Boston, Massachusetts, Jonathan Skinner, University of Virginia, Charlottesville, and David A. Wise, Harvard University, Cambridge, Massachusetts, all on behalf of the National Bureau of Economic Research.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Martin S. Indyk, of the District of Columbia, to be Ambassador to Israel, after the nominee, who was introduced by Senators Lieberman and Moynihan, testified and answered questions in his own behalf.

GOVERNMENT REFORM: INFORMATION TECHNOLOGY

Committee on Governmental Affairs: Committee held hearings to examine how the performance of new information technology by Federal agencies can reduce costs and improve the quality of Government services, receiving testimony from Charles A. Bowsher, Comptroller General of the United States; Cynthia Kendall, Deputy Assistant Secretary of Defense for Information Management; Gary Kavanagh, Deputy Director, Bureau of Program Operations, Health Care Financing Administration, Department of Health and Human Services; and George Newstrom, EDS Corporation, Washington, D.C.

Hearings were recessed subject to call.

EDUCATION

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities concluded hearings to examine education's impact on economic competitiveness, after receiving testimony from Robert Kominski, Assistant Division Chief for Social and Demographic Statistics, Bureau of the Census, Department of Commerce; former New Jersey Governor Thomas H. Kean, Drew University, Madison, New Jersey; Joseph T. Gorman, TRW Inc., Cleveland, Ohio; Alan L. Wurtzel, Circuit City Stores Inc., Washington, D.C.; Joseph L. Dionne, McGraw-Hill, Inc., New York, New York; Morton Owen Schapiro, University of Southern California, Los Angeles; John H. Bishop, Cornell University, Ithaca; and Kent Lloyd, Knowledge Network for All Americans, Arlington, Virginia.

House of Representatives

Chamber Action

Bills Introduced: Twenty public bills, H.R. 791–810; and two private bills, H.R. 811–812, were introduced.

Page 3523

Reports Filed: The following reports were filed as follows:

H.R. 665, to control crime by mandatory victim restitution, amended (H. Rept. 104–16); and

H.R. 666, to control crime by exclusionary rule reform (H. Rept. 104–17).

Page 3523

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Dreier to act as Speaker pro tempore for today.

Page 3440

Line-Item Veto: House completed all general debate and began consideration of amendments to H.R. 2, to give the President line-item veto authority over appropriation Acts and targeted tax benefits in revenue Acts. Consideration of amendments will resume on Friday, February 3.

Page 3443

Agreed To:

The Blute technical amendment;

Page 3471

The Clinger amendment that provides clarifying language more closely defining the President's line-item veto authority as limited to dollar amounts specified in appropriation Acts, conference reports and their accompanying joint explanatory statements, thus preventing the President from going outside these parameters and changing statutory language;

Page 3471

The Pelosi amendment that provides language prohibiting the President from changing any limitation of discretionary budget authority set forth in any appropriation Act;

Page 3472

The Thurman amendment that provides that any Member of the House, if supported by 49 other Members, may move to strike the disapproval of any rescission (or rescissions) of budget authority or any proposed repeal of a targeted tax benefit, as applicable; and

Page 3492

The Deal amendment that provides for expedited judicial review of the constitutionality of provisions.

Page 3505

Rejected:

The Moran amendment that sought to exempt the Judicial Branch from the scope of the line-item veto (rejected by a recorded vote of 119 ayes to 309 noes, Roll No. 85);

Page 3481

The Slaughter amendment that sought to provide language which would expand the definition of "targeted tax benefit" to mean any provision of a revenue Act which has the practical effect of providing a benefit in the form of a different treatment to a particular taxpayer or a limited class of taxpayers (rejected by a recorded vote of 196 ayes to 231 noes, Roll No. 86);

Page 3491

The Skelton amendment that sought to provide that the President may not include in a special message any rescission of more than $50 million of discretionary budget authority for any program, project, or activity within the major functional category for national defense (rejected by recorded vote of 52 ayes to 362 noes, Roll No. 87);

Page 3504

The Weldon amendment to the foregoing Skelton amendment that the President may not include in a special message any rescission of more than $200 million of discretionary budget authority for any program, project, or activity within the major functional category for national defense; and

Page 3503

The Kanjorski amendment that sought to provide that the provisions will terminate after five years (rejected by a recorded vote of 153 ayes to 258 noes, Roll No. 88).

Page 3508

A point of order was sustained against the Gene Green of Texas amendment to the foregoing Skelton amendment that sought to exempt Medicare legislation in addition to national defense programs from the Presidential line-item veto.

Page 3501

H. Res. 55, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 3451

Committees to Sit: It was made in order that the following committees and subcommittees be permitted to sit on Friday, February 3 during proceedings of the House under the five-minute rule: Committees on Economic and Educational Opportunities, Judiciary, and Science.

Page 3509

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appears on page 3524.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 3481, 3491, 3504, 3508. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:14 p.m.

Committee Meetings

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to hold a hearing on Department of Energy's Reprogramming in Support of the North Korean Accord. Testimony was heard from Charles B. Curtis, Under Secretary, Department of Energy.

LABOR, HHS, EDUCATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Quality of Life in the Military. Testimony was heard from the following officials of the Department of Defense: Sgt. Maj. Richard A. Kidd, USA; Master Chief Petty Officer John Hagan, USN; Sgt. Maj. H.G. Overstreet, USMC; and Chief Master Sgt. David J. Campanale, USAF.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on the Inspector General/Department of Transportation Programs. Testimony was heard from A. Mary Schiavo, Inspector General, Department of Transportation.

VETERANS AFFAIRS, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, Housing and Urban Development, and Independent Agencies held a hearing on Restructuring Government. Testimony was heard from Mary Nichols, Assistant Administrator, Air and Radiation, EPA; Jim Strock, Secretary, Environmental Protection Agency, State of California; and public witnesses.

JOB CREATION AND WAGE ENHANCEMENT ACT

Committee on Commerce: Subcommittee on Commerce, Trade and Hazardous Materials and the Subcommittee on Health and the Environment concluded joint hearings on Title III, Risk and Assessment and Cost/Benefit Analysis for New Regulations, of H.R. 9, Job Creation and Wage Enhancement Act of 1995. Testimony was heard from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Lynn Goldman, M.D., Assistant Administrator, Office of Prevention, Pesticides and Toxic Substancies, EPA; Eric Rubel, General Counsel, Consumer Product Safety Commission; Bill Schultz, Deputy Commissioner, Policy, Office of Policy, FDA, Department of Health and Human Services; Tara O'Toole, M.D., Assistant Secretary, Environment, Safety and Health, Department of Energy; Edwin D. Jones, Deputy Associate Program Leader, Risk Assessment, System Engineering and Human Performance, Lawrence Livermore National Laboratory; and public witnesses.

IMPACT OF WORKPLACE AND EMPLOYMENT REGULATION ON BUSINESS

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations and the Subcommittee on Regulation and Paperwork of the Committee on Small Business held a joint hearing on "The Impact of Workplace and Employment Regulation on Business." Testimony was heard from public witnesses.

ECONOMIC OPPORTUNITIES AND BARRIERS IN ASIA AND THE PACIFIC

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on U.S. Economic Opportunities and Barriers in Asia and the Pacific. Testimony was heard from Charlene Barshefky, Deputy U.S. Trade Representative; Jeffrey Garten, Under Secretary, International Trade, Department of Commerce; and public witnesses.

COUNTRY REPORTS ON HUMAN RIGHTS PRACTICES

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Country Reports on Human Rights Practices for 1994. Testimony was heard from John H. Shattuck, Assistant Secretary, Democracy, Human Rights and Labor, Department of State.

LOCAL GOVERNMENT LAW ENFORCEMENT BLOCK GRANTS ACT

Committee on the Judiciary: Ordered reported amended H.R. 728, Local Government Law Enforcement Block Grants Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 694, Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995; H.R. 606, to amend the Dayton Aviation Heritage Preservation Act of 1992; and H.R. 621, to amend the act of January 26, 1915, establishing Rocky Mountain National Park, to provide for the protection of certain lands in Rocky Mountain National Park and along North St. Vrain Creek. Testimony was heard from Representatives Hall of Ohio, Hobson and Skaggs; Denis P. Galvin, Associate Director, Planning and Development, National Park Service, Department of the Interior.

SHIPPING ACT

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on the Shipping Act of 1984. Testimony was heard from William D. Hathway, Chairman, Federal Maritime Commission; former Representative Helen D. Bentley of Maryland; Robert Quarrel, former Commissioner, Federal Maritime Commission; and public witnesses.

PERSONAL RESPONSIBILITY ACT

Committee on Ways and Means: Subcommittee on Human Resources continued hearings on H.R. 4, Personal Responsibility Act. Testimony was heard from Representatives McDermott, Mineta, Franks of Connecticut and Ganske; Harvey Hilderbran, member, House of Representatives, State of Texas; and public witnesses.

Hearings continue February 6.

Joint Meetings

LEGISLATIVE SUPPORT AGENCIES

Joint Hearing: Senate Committee on Appropriations' Subcommittee on Legislative Branch concluded joint hearings with the House Committee on Appropriations' Subcommittee on Legislative to examine issues relative to the downsizing of Legislative Branch support agencies, after receiving testimony from L. Walter Freeman, Director for Real Estate and Facilities, Washington Headquarters Services, Department of Defense; Joseph R. Wright, Jr., New York, New York, former Director, Office of Management and Budget; Danford L. Sawyer, Jr. and John J. Boyle, both former Public Printers, Government Printing Office; Chris Hill, George Mason University, Fairfax, Virginia; Norman J. Ornstein, American Enterprise Institute for Public Policy Research, Thomas A. Schatz, Citizens Against Government Waste, David M. Mason, Heritage Foundation, Tim Sprehe, and Richard Haase, all of Washington, D.C.

9:30 a.m., Friday, February 3
Senate Chamber

Program for Friday: After the recognition of two Senators for speeches and the transaction of any morning business (not to extend beyond 10 a.m.), Senate will continue consideration of H.J. Res. 1, Balanced Budget Constitutional Amendment.

10 a.m., Friday, February 3
House Chamber

Program for Friday: Continued consideration of H.R. 2, Line-Item Veto.

Friday, February 3, 1995

Senate

Chamber Action

Routine Proceedings, pages 3537–3675

Measures Introduced: Six bills were introduced, as follows: S. 351–356.

Page 3643

Measures Reported: Reports were made as follows:

S. 178, to amend the Commodity Exchange Act to extend the authorization for the Commodity Futures Trading Commission. (S. Rept. No. 104–7)

Page 3642

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 3601

Pending:

Daschle motion to commit the resolution, with instructions to report back forthwith, with Daschle Amendment No. 231, to require a budget plan before the amendment takes effect.

Page 3606

Dole Amendment No. 232 (with instructions to commit), to establish that if Congress has not passed a Balanced Budget Amendment to the Constitution by May 1, 1995, within 60 days thereafter, the President shall transmit to Congress a detailed plan to balance the budget by the year 2002.

Page 3607

Dole Amendment No. 233 (to Amendment No. 232), in the nature of a substitute.

Page 3607

Senate will resume consideration of the resolution on Monday, February 6.

Unfunded Mandate Reform: Senate disagreed to the amendments of the House to S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local, and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Roth, Domenici, Kempthorne, Glenn, and Exon.

Page 3659

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the national emergency with Haiti; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–8).

Page 3641

Transmitting the report of a proclamation to amend the Generalized System of Preferences; referred to the Committee on Finance. (PM–9).

Page 3642

Nominations Received: Senate received the following nominations:

Eldon E. Fallon, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

Routine lists in the Coast Guard, Air Force, Army, Marine Corps.

Page 3664

Messages From the President: Page 3641

Messages From the House: Page 3642

Measures Referred: Page 3664

Communications: Page 3642

Statements on Introduced Bills: Page 3643

Additional Cosponsors: Page 3653

Amendments Submitted: Page 3654

Notices of Hearings: Page 3657

Additional Statements: Page 3657

Recess: Senate convened at 9:30 a.m., and recessed at 4:55 p.m., until 10 a.m., on Monday, February 6, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 3664.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Fourteen public bills, H.R. 813–826; three private bills, H.R. 827–829; and six resolutions, H.J. Res. 67, H. Con. Res. 22–23, and H. Res. 57–59, were introduced.

Page 3586

Presidential Message—Haiti: Read a message from the President wherein he transmits reports on United States activities with respect to Haiti—referred to the Committee on International Relations and ordered printed (H. Doc. No. 104–25).

Page 3545

Line-Item Veto: House continued consideration of H.R. 2, to give the President line-item veto authority over appropriation Acts and targeted tax benefits in revenue Acts; but came to no resolution thereon. Consideration of amendments will resume on Monday, February 6.

Page 3546

Agreed to the Obey amendment that allows the President to use the line-item veto authority established for items in fiscal year 1995 appropriations bills if the President notifies the Congress of such rescissions not later than ten calendar days after the enactment of the Line-Item Veto Act.

Page 3569

Rejected:

The Spratt amendment that sought to expand the types of provisions in tax bills that the President can propose be repealed under his new line-item veto authority (rejected by a recorded vote of 175 ayes to 243 noes, Roll No. 89);

Page 3546

The Wise amendment in the nature of a substitute that sought to provide that rescissions proposed by the President must be voted on by Congress under expedited consideration procedures, and that repeals of "targeted tax benefits" proposed by the President also must be voted on by Congress under expedited consideration procedures and would only become effective if approved by the House and Senate (rejected by a recorded vote of 167 ayes to 246 noes, Roll No. 90).

Page 3549

It was made in order that during further consideration of H.R. 2 that the Chairman of the Committee of the Whole may postpone until a time during further consideration a request for a recorded vote on any amendment, and that the Chairman may reduce to not less than five minutes the time for voting by electronic device without intervening business, provided that the time for voting by electronic device without intervening business on the first in any series of questions be not less than 15 minutes; and

Page 3575

It was made in order that when the Committee of the Whole meets under the five-minute rule on Monday, February 6, to consider amendments to H.R. 2 that four amendments, if offered will be considered; time to be divided equally between proponents and opponents of the amendment with debate not to exceed the time allotted: Amendment by Representative Orton, 1 hour; amendment by Representative Waters, 30 minutes; amendment by Representative Tauzin, 30 minutes, and amendment by Representative Traficant, 30 minutes. No amendments to the preceding amendments may be offered. Two substitutes, if offered, will also be considered, time to be equally divided between proponents and opponents and debate not to exceed one hour each: Substitute by Representative Slaughter; and substitute by Representative Stenholm. No amendments to the substitutes may be offered.

Page 3576

Legislative Program: The Majority Leader announced the legislative program for the week of February 6. Agreed to adjourn from Friday to Monday.

Page 3566

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, February 8.

Page 3572

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 3588.

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 3548, 3565. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 4:13 p.m.

Committee Meetings

LABOR, HHS, EDUCATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies continued appropriation hearings. Testimony was heard from public witnesses.

JOB CREATION AND WAGE ENHANCEMENT ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 9, Job Creation and Wage Enhancement Act of 1995, issues in the Contract With America dealing with Title VI: Strengthening Regulatory Flexibility; Title VII: Regulatory Impact Analysis; and Title VIII: Protection Against Federal Regulatory Abuse. Testimony was heard from Representatives Skelton, Ewing, and DeLay; the following officials of the SBA: John Spotila, General Counsel; and Jere Glover, Chief Counsel for Advocacy; Jamie Gorelick, Deputy Attorney General, Department of Justice; and public witnesses.

Hearings continue on February 6.

TERM LIMITS—SENATE AND HOUSE MEMBERS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on Term Limits for Members of the United States Senate and the House of Representatives. Testimony was heard from Senators Thompson and McConnell; Representatives Fowler, McCollum, Deal of Georgia, Peterson of Florida, and Payne of New Jersey; Thomas H. Fetzer, Mayor, Raleigh, North Carolina; former Senator Dennis DeConcini of Arizona; and public witnesses.

RISK ASSESSMENT AND COST-BENEFIT ANALYSIS

Committee on Science: Continued hearings on Risk Assessment and Cost-Benefit Analysis. Testimony was heard from Representatives Mica and Zimmer; Lynn Goldman, Assistant Administrator, Office of Prevention, Pesticides, and Toxic Substances, EPA; John H. Gibbons, Director, Office of Science and Technology Policy; Keith Collins, Chief Economist, Office of Risk Assessment, USDA; Bill Schultz, FDA, Department of Health and Human Services; and public witnesses.

CONTRACT WITH AMERICA; CHILD CARE/CHILD WELFARE

Committee on Ways and Means: Subcommittee on Human Resources and the Subcommittee on Early Childhood, Youth and Families of the Committee on Economic and Educational Opportunities held a joint hearing on Contract With America: Child Care/Child Welfare. Testimony was heard from Mary Jo Bane, Assistant Secretary, Children and Families, Department of Health and Human Services; and public witnesses.

Joint Meetings

EMPLOYMENT STATISTICS

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for January, receiving testimony from Katharine G. Abraham, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, February 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 3676–3827

Measures Introduced: Three bills were introduced, as follows: S. 357–359.

Page 3744

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 3685

Pending:

Daschle motion to commit the resolution, with instructions to report back forthwith, with Daschle Amendment No. 231, to require a budget plan before the amendment takes effect.

Page 3685

Dole Amendment No. 232 (to instructions to commit), to establish that if Congress has not passed a balanced budget amendment to the Constitution by May 1, 1995, within 60 days thereafter, the President shall transmit to Congress a detailed plan to balance the budget by the year 2002.

Page 3685

Dole Amendment No. 233 (to Amendment No. 232), in the nature of a substitute.

Page 3685

A unanimous-consent agreement was reached providing that at 12 noon on Wednesday, February 8, 1995, the Majority Leader, or his designee, be recognized to make a motion to table the Daschle motion to commit.

Page 3740

Senate will resume consideration of the resolution on Tuesday, February 7.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the Budget of the United States Government for Fiscal Year 1996; pursuant to the order of January 30, 1975; which was referred jointly to the Committee on Appropriations and the Committee on the Budget. (PM–10).

Page 3741

Transmitting 23 rescissions of budgetary resources; referred to the Committee on Agriculture, Nutrition and Forestry; the Committee on Commerce, Science and Transportation; the Committee on Labor and Human Resources; the Committee on Banking, Housing and Urban Affairs; the Committee on Environment and Public Works; the Committee on Small Business; the Committee on the Budget; the Committee on Appropriations. (PM–11).

Page 3743

Nominations Confirmed: Senate confirmed the following nominations:

4 Army nominations in the rank of general.

8 Marine Corps nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Pages 3740, 3745

Messages From the President: **Page 3741**

Communications: **Page 3743**

Statements on Introduced Bills: **Page 3744**

Additional Cosponsors: **Page 3745**

Notices of Hearings: **Page 3745**

Recess: Senate convened at 10 a.m., and recessed at 6:45 p.m., until 10 a.m., on Tuesday, February 7, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 3745.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Twelve public bills, H.R. 830–841, were introduced.

Page 3817

Reports Filed: The following reports were filed as follows:

H.R. 7, to revitalize the national security of the United States (Rept. No. 104–18, Parts I, II, and III);

H.R. 667, to control crime by incarcerating violent criminals (H. Rept. 104–21); and

H.R. 668, to control crime by further streamlining deportation of criminal aliens (H. Rept. 104–22);

H. Res. 60, providing for the consideration of H.R. 665, to control crime by mandatory victim restitution (H. Rept. 104–19);

H. Res. 61, providing for the consideration of H.R. 666, to control crime by exclusionary rule reform (H. Rept. 104–20).

Page 3816

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Nussle as Speaker pro tempore for today.

Page 3747

Recess: House recessed at 1:09 p.m. and reconvened at 2:00 p.m.

Page 3751

Committees To Sit: Committees on Education and Economic Opportunities and the Judiciary received permission to sit today during procedures of the House under the five-minute rule.

Page 3800

Presidential Messages: Read the following messages from the President:

GSP Benefits for Armenia: Message wherein he advises of his intent to add Armenia to the list of beneficiary developing countries under the Generalized System of Preferences (GSP) program—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–26); and

Page 3757

1996 Budget: Message wherein he transmits his proposed Budget for the United States for fiscal year 1996—referred to the Committee on Appropriations and ordered printed (H. Doc. 104–3).

Page 3757

Line-Item Veto: By a recorded vote of 294 ayes to 134 noes, Roll No. 95, the House passed H.R. 2, to give the President line-item authority over appropriation Acts and targeted tax benefits in revenue Acts.

Page 3759

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 3796

Rejected the Collins of Illinois motion to recommit the bill to the Committee on Government Reform and Oversight with instructions to report it back forthwith containing an amendment defining "targeted tax benefit" as any provision which has the practical effect of providing a benefit in the form of a different treatment to a particular taxpayer or a limited class of taxpayers, whether or not such provision is limited by its terms to a particular taxpayer or class of taxpayers, but which does not include any benefit provided to a class of taxpayers distinguished on the basis of general demographic conditions such as income, number of dependents, or marital status (rejected by a recorded vote of 185 ayes to 241 noes, Roll No. 94).

Page 3799

Rejected:

The Orton amendment that sought to define "discretionary budget authority" to include the authority to enter into future contractual obligations for which funds are not appropriated in advance (rejected by a recorded vote of 65 ayes to 360 noes, Roll No. 91);

Pages 3759, 3789

The Waters amendment that sought to allow the President to rescind any provision which he determines would yield at least 20 percent of its benefit to the top one percent of income earners (rejected by a record vote of 144 ayes to 280 noes, Roll No. 92);

Pages 3769, 3790

The Tauzin amendment that sought to allow the President to use the line-item veto only when the Federal budget exceeds the target deficit level toward achieving a balanced budget; and

Page 3772

The Stenholm amendment in the nature of a substitute that sought to add supplemental language, consisting of the text of H.R. 4600, amending the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority which passed the House in 1994; the addition of this language will enable the President to choose between the use of a line-item veto procedure or expedited rescission procedures when proposing rescissions of appropriations or vetoes of targeted tax benefits (rejected by a recorded vote of 156 ayes to 266 noes, Roll No. 93).

Page 3776

Presidential Message—Budget Rescissions: Read a message from the President wherein he reports 23 rescission proposals of budgetary resources—referred to the

Committee on Appropriations and ordered printed (H. Doc. 104–28).

Page 3800

Senate Messages: Messages received from the Senate today appears on page 3752.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 3818.

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 3789, 3790, 3791, 3799.

Adjournment: Met at 12:30 p.m. and adjourned at 9:20 p.m.

Committee Meetings

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on Training Issues. Testimony was heard from Clarence Crawford, Associate Director, Education and Employment Issues, GAO; and public witnesses.

Hearings continue tomorrow.

JOB CREATION AND WAGE ENHANCEMENT ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law concluded hearings on H.R. 9, Job Creation and Wage Enhancement Act of 1995, issues in the Contract With America dealing with Title VI, Strengthening Regulatory Flexibility; Title VII, Regulatory Impact Analysis; and Title VIII, Protection Against Federal Regulatory Abuse. Testimony was heard from Representatives Franks of New Jersey and McIntosh; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Thomasina Rogers, Chair, Administrative Conference of the United States; C. Boyden Gray, former White House Counsel; James C. Miller, former Director, OMB; and public witnesses.

CONTRACT WITH AMERICA—LEGAL REFORM ISSUES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on issues related to the Legal Reform issues in the Contract With America. Testimony was heard from Representatives Ramstad and Cox of California; and public witnesses.

Hearings continue February 10.

UNFUNDED MANDATE REFORM ACT

Committee on Rules: By unanimous consent, the Committee vacated its proceedings by which the Committee ordered reported a rule to request a conference with the Senate on S. 1, Unfunded Mandate Reform Act, on Wednesday, February 1, 1995.

VICTIM RESTITUTION ACT

Committee on Rules: By a nonrecord vote, granted an open rule providing 1 hour of debate on H.R. 665, Victim Restitution Act of 1995. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as the original bill for the purpose of amendment which shall be considered as read. Priority in recognition will be given to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Hyde and Representative Conyers.

EXCLUSIONARY RULE REFORM ACT

Committee on Rules: By a nonrecord vote, granted an open rule providing 1 hour of debate on H.R. 666, Exclusionary Rule Reform Act. Priority in recognition will be given to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Hyde and Representative Conyers.

MEDICARE RELATED ISSUES

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare related issues. Testimony was heard from John M. Eisenberg, M.D., Chairman, Physician Payment Review Commission; Stuart Altman, Chairman, Prospective Payment Assessment Commission; Michael Mangano, Principal Deputy Inspector General, Department of Health and Human Services; William Scanlon, Associate Director, GAO; and public witnesses.

Hearings continue tomorrow.

PERSONAL RESPONSIBILITY ACT

Committee on Ways and Means: Subcommittee on Human Resources concluded hearings on H.R. 4, Personal Responsibility Act, with emphasis on child support enforcement provisions to be included in the welfare measure. Testimony was heard from Representatives Roukema, Hyde, Johnson of Connecticut, Morella and Kennelly; David Ellwood, Assistant Secretary, Planning and Evaluation, Department of Health and Human Services; Mitchell Adams, Commissioner of Revenue, State of Massachusetts; Wallace Dutkowski, Director, Office of Child Support, Department of Social Services, State of Michigan; and public witnesses.

Tuesday, February 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 3828–3989

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 360–368 and S. Con. Res. 5. **Page 3880**

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States. **Page 3229**

Pending:

Daschle motion to commit the resolution, with instructions to report back forthwith, with Daschle Amendment No. 231, to require a budget plan before the amendment takes effect. **Pages 3829, 3841, 3865**

Dole Amendment No. 232 (to instructions to commit), to establish that if Congress has not passed a Balanced Budget Amendment to the Constitution by May 1, 1995, within 60 days thereafter, the President shall transmit to Congress a detailed plan to balance the budget by the year 2002. **Page 3829**

Dole Amendment No. 233 (to Amendment No. 232), in the nature of a substitute. **Page 3829**

Senate will resume consideration of the resolution on Wednesday, February 8, with a vote on a motion to table the Daschle motion to commit to occur thereon. **Page 3828**

Appointments:

Senate Arms Control Observer Group: The Chair, on behalf of the Majority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the following appointments and designations to the Senate Arms Control Observer Group: Senator Stevens as Majority Administrative Co-Chairman; and Senators Thurmond and Lugar as Co-Chairmen for the Majority. **Page 3867**

Joint Committee on Taxation: The Chair announced, on behalf of the Chairman of the Finance Committee, pursuant to section 8002 of title 26, United States Code, a substitution in the membership of the Joint Committee on Taxation: Senator Hatch for the duration of the 104th Congress only, in lieu of Senator Dole, resigned. **Page 3867**

Messages From the House: **Page 3880**

Measures Referred: **Page 3880**

Communications: **Page 3880**

Statements on Introduced Bills: **Page 3881**

Additional Cosponsors: **Page 3886**

Amendments Submitted: **Page 3886**

Additional Statements: **Page 3887**

Recess: Senate convened at 10 a.m., and recessed at 6:19 p.m., until 9:15 a.m., on Wednesday, February 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 3889.)

Committee Meetings

TAX POLICY REFORMS FOR AGRICULTURE

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to examine what tax policy reforms will help strengthen American agriculture and agribusiness, receiving testimony from Senators Burns, Pressler, Kohl, and Dorgan; Keith Collins, Acting Chief Economist, Department of Agriculture; Andy Biebl, Biebl, Ranweiler, and Company Charter, New Ulm, Minnesota; Alan Reynolds, Hudson Institute, Washington, D.C.; William Sprague, Kentucky Farm Bureau, Sturgis, on behalf of the American Farm Bureau Federation; Phyllis Gardner, Max, Nebraska, on behalf of the National Cattlemen's Association; Pierce Miller, San Angelo, Texas, on behalf of the American Sheep Industry Association; Roger Hadley, Indiana Soybean Association, Woodburn, on behalf of the American Soybean Association; and John Dean, Glenwood State Bank, Glenwood, Iowa, on behalf of the Independent Bankers Association of America.

Committee will meet again on Tuesday, February 14.

NATIONAL SECURITY

Committee on Armed Services: Committee held hearings to examine United States national security strategy issues, receiving testimony from Hans Dinnendijk, Director, Institute for National Security Studies, National Defense University, Department of Defense; Dov Zakheim, SPC International, Arlington, Virginia; and Paul Wolfowitz, Johns Hopkins University Paul H. Nitze School of Advanced International Studies, Washington, D.C.

Hearings were recessed subject to call.

PRESIDENT'S ECONOMIC PLAN

Committee on the Budget: Committee held hearings to examine the current national economic situation and the President's proposed budget request for fiscal year 1996, receiving testimony from Robert E. Rubin, Secretary of the Treasury; and Laura D'Andrea Tyson, Chair, Council of Economic Advisers.

Hearings continue tomorrow.

SUBCOMMITTEE ASSIGNMENTS

Committee on Environment and Public Works: Committee made the following subcommittee assignments:

Subcommittee on Transportation and Infrastructure: Senators Warner (Chairman), Smith, Kempthorne, Bond, Faircloth, Baucus, Moynihan, Reid, and Graham.

Subcommittee on Superfund, Waste Control, and Risk Assessment: Senators Smith (Chairman), Warner, Inhofe, McConnell, Lautenberg, Moynihan, and Boxer.

Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety: Senators Faircloth (Chairman), Inhofe, Thomas, McConnell, Graham, Lieberman, and Boxer.

Subcommittee on Drinking Water, Fisheries, and Wildlife: Senators Kempthorne (Chairman), Faircloth, Thomas, Bond, Warner, Reid, Lautenberg, Lieberman, and Boxer.

SUBCOMMITTEE MEMBERSHIP

Committee on Foreign Relations: Committee announced the following subcommittee assignments:

Subcommittee on European Affairs: Senators Lugar (Chair), Kassebaum, Brown, Snowe, Thompson, Biden, Pell, Sarbanes, and Feingold.

Subcommittee on African Affairs: Senators Kassebaum (Chair), Snowe, Ashcroft, Feingold, and Feinstein.

Subcommittee on Near Eastern and South Asian Affairs: Senators Brown (Chair), Snowe, Thompson, Thomas, Grams, Feinstein, Sarbanes, Kerry, and Robb.

Subcommittee on Western Hemisphere and Peace Corps Affairs: Senators Coverdell (Chair), Helms, Lugar, Thompson, Dodd, Pell, and Robb.

Subcommittee on International Operations: Senators Snowe (Chair), Helms, Brown, Coverdell, Ashcroft, Kerry, Pell, Biden, and Feingold.

Subcommittee on International Economic Policy, Export and Trade Promotion: Senators Thompson (Chair), Thomas, Grams, Ashcroft, Sarbanes, Pell, and Biden.

Subcommittee on East Asian and Pacific Affairs: Senators Thomas (Chair), Lugar, Kassebaum, Coverdell, Grams, Robb, Biden, Kerry, and Feinstein.

REGULATORY REFORM

Committee on Governmental Affairs: Committee held hearings on proposed legislation to reform the regulatory process, to make Government more efficient and effective, receiving testimony from Senators Dole, Nickles, Hutchison, Shelby, and Bond.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Fifteen public bills, H.R. 842–856; and three resolutions, H. Con. Res. 24–25 and H. Res. 62, were introduced.

Page 3979

Reports Filed: The following reports were filed as follows:

H.R. 667, to control crime by incarcerating violent criminals, amended (H. Rept. 104–21, filed on February 6); and

H.R. 668, to control crime by further streamlining deportation of criminal aliens, amended (H. Rept. 104–22, filed on February 6).

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Burton of Indiana to act as Speaker pro tempore for today.

Page 3890

Recess: House recessed at 10:26 a.m. and reconvened at 11:00 a.m.

Page 3896

Question of Privileges of the House: By a yea-and-nay vote of 288 yeas to 143 nays, Roll No. 96, the House agreed to the Armey motion to table an appeal of the ruling by the Chair that H. Res. 57, to preserve the constitutional role of the House of Representatives to provide for the expenditure of public money and ensure that the executive branch of the United States Government remains accountable to the House of Representatives for each expenditure of public money, did not raise a question of the privileges of the House.

Page 3903

Victim Restitution Act: By a yea-and-nay vote of 431 yeas, Roll No. 97, the House passed H.R. 665, to control crime by mandatory victim restitution.

Page 3908

Agreed to the committee amendment in the nature of the substitute.

Page 3919

Agreed to the Sanders amendment, as modified by the McCollum amendment, that requires corporations convicted of a white collar crime to notify the victims of that crime.

Page 3918

H. Res. 60, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 3908

Meeting Hour: Agreed to meet at 9:00 a.m. on Friday, February 10.

Page 3933

Unanimous-Consent Request: It was made in order that the Speaker at any time may declare the House resolved into the Committee of the Whole House on the State of the Union for the consideration of H.R. 729, to control crime by a more effective death penalty, and that the first reading of the bill be dispensed with. All points of order against consideration of the bill shall be waived. General debate shall be confined to the bill and shall not exceed one hour, equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate, the bill shall be considered for amendment under the five-minute rule for a period not to exceed 6 hours. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute ordered reported by the Committee on the Judiciary, and all points of order against the substitute shall be waived. The committee amendment in the nature of a substitute shall be considered as having been read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

Page 3932

Exclusionary Rule Reform Act: House completed all general debate and began consideration of amendments to H.R. 666, to control crime by exclusionary rule reform; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, February 8.

Page 3920

Rejected:

The Conyers amendment that sought to limit and codify the "good faith" exception to searches and seizures with warrants later to be found invalid; and to enact the current limited "good faith" exception for searches in which evidence was not excluded if it was retained in a "good faith" reliance on a statute, which was later held to be unconstitutional (rejected by a recorded vote of 138 ayes to 291 noes, Roll No. 98); and

Page 3930

The Watt amendment in the nature of a substitute that sought to strike provisions applying the "good faith" exception to the exclusionary rule to warrantless searches; and to replace it with the text of the fourth amendment of the United States Constitution (rejected by a recorded vote of 121 ayes to 303 noes, Roll No. 99).

Page 3938

H. Res. 61, the rule under which the bill is being considered, was agreed to earlier by voice vote.

Page 3920

Committees to Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Wednesday, February 8, during the proceedings of the House under the five-minute rule: Agriculture, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Judiciary, National Security, Resources, Science, and Transportation and Infrastructure.

Page 3948

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 3980.

Quorum Calls—Votes: Two year-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 3907, 3920, 3938, 3948. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 10:03 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture: Met to consider pending Committee business.

REFORMING WELFARE SYSTEM

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture held a hearing on reforming the present welfare system. Testimony was heard from Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Secretary of Transportation. Testimony was heard for Federico Peña, Secretary of Transportation.

ADMINISTRATION'S BUDGET

Committee on the Budget: Held a hearing on the Administration's Budget Submission for fiscal year 1996. Testimony was heard from Alice M. Rivlin, Director, OMB.

JOB CREATION AND WAGE ENHANCEMENT ACT; COMMITTEE BUSINESS

Committee on Commerce: Began consideration of Title III, Risk Assessment and Cost/Benefit Analysis for New Regulations, of H.R. 9, Job Creation and Wage Enhancement Act.

Will continue tomorrow.

The Committee also considered pending Committee business.

COMMITTEE OVERSIGHT PLANS; COMMITTEE BUDGET

Committee on Economic and Educational Opportunities: Approved the following: Oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight; and the Committee Budget.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on Training Issues. Testimony was heard from Doug Ross, Assistant Secretary, Employment and Training Administration, Department of Labor; Marshall Smith, Under Secretary, Department of Education; Argeo Paul Cellucci, Lieutenant

Governor, State of Massachusetts; Peter Calderone, Commissioner of Labor, State of New Jersey; and a public witness.

OPM RESTRUCTURING

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on restructuring the Office of Personnel Management. Testimony was heard from James B. King, Director, OPM; Diane M. Disney, Deputy Assistant Secretary, Civilian Personnel, Department of Defense; Fernando Alegria, Associate Executive Director, Office of Administration and Personnel Management, SEC; and from the following former Directors of OPM: Donald Devine and Constance Horner.

PAPERWORK REDUCTION ACT REAUTHORIZATION; JOB CREATION AND WAGE ENHANCEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources and Regulatory Affairs held a hearing on the following: Reauthorization of the Paperwork Reduction Act; and Title III, Risk and Assessment and Cost/Benefit Analysis for New Regulations of H.R. 9, Job Creation and Wage Enhancement Act of 1995. Testimony was heard from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Gene Dodaro, Assistant Comptroller General, GAO; and public witnesses.

BRIEFING—MILITARY OPERATIONS IN SOMALIA

Committee on International Relations: Subcommittee on Africa met in executive session to receive a closed briefing on U.S. Military Operations in Somalia. The Subcommittee was briefed by the following officials of the Department of State: George E. Moose, Assistant Secretary, Bureau of African Affairs; and David Shinn, Director, Office of East African Affairs, Bureau of African Affairs; and the following officials of the Department of Defense; Fred Smith, Principal Deputy Assistant Secretary, International Security Affairs; and Lt. Gen. Howard M. Estes III, USAF, Joint Chiefs of Staff.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on 1996–97 Foreign Relations Authorization: Department of State Management Initiatives. Testimony was heard from Richard M. Moose, Under Secretary, Management, Department of State.

Hearings continue tomorrow.

COMMITTEE OVERSIGHT PLANS

Committee on the Judiciary: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action the following bills: H.R. 694, amended, Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995; and H.R. 606, to amend the Dayton Aviation Heritage Preservation Act of 1992.

AMTRAK'S FISCAL CRISIS

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on Amtrak's Fiscal Crisis. Testimony was heard from Jolene Molitoris, Administrator, Federal Railroad Administration, Department of Transportation; Kenneth Mead, Director, Transportation Issues, GAO; and Thomas Downs, President, National Railroad Passenger Corporation (Amtrak).

WATER RESOURCES DEVELOPMENT ACT

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on the Water Resources Development Act of 1995. Testimony was heard from public witnesses.

ADMINISTRATION'S BUDGET PROPOSALS

Committee on Ways and Means: Held a hearing on the Administration's fiscal year 1996 budget proposals. Testimony was heard from Robert E. Rubin, Secretary of the Treasury.

Hearings continue tomorrow.

MEDICARE RELATED ISSUES

Committee on Ways and Means: Subcommittee on Health continued hearings on Medicare related issues. Testimony was heard from Senators Kerrey and Gregg; and public witnesses.

Hearings continue February 10.

ALDRICH AMES ESPIONAGE CASE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on the Aldrich Ames Espionage Case. Testimony was heard from departmental witnesses.

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Wednesday, February 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 3990–4057

Measures Introduced: Eight bills were introduced, as follows: S. 369–376.

Page 4047

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the

United States, taking action on amendments proposed thereto:

Pages 3992, 4025, 4040

Pending:

Reid Amendment No. 236, to protect the Social Security system by excluding the receipts and outlays of Social Security from balanced budget calculations.

Page 4025, 4040

During consideration of this measure today, Senate took the following action:

By 56 yeas to 44 nays (Vote No. 62), Senate tabled Daschle motion to commit the resolution, with instructions to report back forthwith, with Daschle Amendment No. 231, to require a budget plan before the amendment takes effect.

Page 3992

Subsequently, the following amendments fell:

Dole Amendment No. 232 (to instructions to commit), to establish that if Congress has not passed a Balanced Budget Amendment to the Constitution by May 1, 1995, within 60 days thereafter, the President shall transmit to Congress a detailed plan to balance the budget by the year 2002.

Page 3992

Dole Amendment No. 233 (to Amendment No. 232), in the nature of a substitute.

Page 3992

Senate will resume consideration of the resolution on Thursday, February 9, 1995.

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting the report on the national emergency with Iraq; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–12).

Page 4044

Transmitting the report on the Operation of the Andean Trade Preference Act; referred to the Committee on Finance. (PM–13).

Page 4046

Nominations Received: Senate received the following nominations:

Alton W. Cornella, of South Dakota, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Rebecca G. Cox, of California, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress. (Reappointment)

General James B. Davis, United States Air Force, Retired, of Florida, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

S. Lee Kling, of Maryland, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Benjamin F. Montoya, of New Mexico, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Wendi Louise Steele, of Texas, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

6 Air Force nominations in the rank of general.

8 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Page 4057

Messages From the President: **Page 4044**

Messages From the House: **Page 4046**

Measures Referred: **Page 4046**

Measures Read First Time: **Page 4057**

Communications: **Page 4046**

Statements on Introduced Bills: **Page 4047**

Additional Cosponsors: **Page 4056**

Amendments Submitted: **Page 4057**

Notices of Hearings: **Page 4057**

Authority for Committees: **Page 4057**

Record Votes: One record vote was taken today. (Total—62)

Page 4021

Recess: Senate convened at 9:15 a.m., and recessed at 6:22 p.m., until 9:15 a.m., on Thursday, February 9, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 4057.)

Committee Meetings

PRESIDENT'S FY 1996 BUDGET

Committee on the Budget: Committee held hearings to examine the President's proposed budget request for fiscal year 1996 for the Federal Government, receiving testimony from Alice M. Rivlin, Director, Office of Management and Budget.

Committee will meet again on Friday, February 10.

SUBCOMMITTEE MEMBERSHIP

Committee on Finance: Committee announced the following subcommittee assignments:

Subcommittee on Long-Term Growth, Debt and Deficit Reduction: Senators Pressler (Chairman), Simpson, D'Amato, Murkowski, Pryor, and Bradley.

Subcommittee on International Trade: Senators Grassley (Chairman), Packwood, Roth, Hatch, Pressler, D'Amato, Murkowski, Moynihan, Baucus, Bradley, Rockefeller, Breaux, Conrad, and Graham.

Subcommittee on Medicaid and Health Care for Low-Income Families: Senators Chafee (Chairman), Roth, Nickles, Graham, Rockefeller, and Moseley-Braun.

Subcommittee on Medicare, Long-Term Care and Health Insurance: Senators Dole (Chairman), Packwood, Chafee, Grassley, Hatch, Simpson, Rockefeller, Baucus, Pryor, Conrad, Graham, and Moseley-Braun.

Subcommittee on Social Security and Family Policy: Senators Simpson (Chairman), Dole, Chafee, Nickles, Breaux, Moynihan, Baucus, and Moseley-Braun.

Subcommittee on Taxation and IRS Oversight: Senators Hatch (Chairman), Packwood, Roth, Dole, Grassley, Pressler, D'Amato, Murkowski, Nickles, Bradley, Moynihan, Pryor, Breaux, and Conrad.

BUDGET TAX CUTS

Committee on Finance: Committee held hearings to examine certain tax cuts contained in the President's proposed budget request for fiscal year 1996 and as contained in the proposed Contract With America and their potential effect on the deficit, receiving testimony from Robert E. Rubin, Secretary of the Treasury.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on Governmental Affairs: Committee continued hearings on proposed legislation to reform the Federal regulatory process, to make government more efficient and effective, receiving testimony from Senator Murkowski; former Senator George McGovern; John A. Georges, International Paper Company, Purchase, New York, on behalf of the Business Roundtable; Michael O. Roush, National Federation of Independent Business, Richard L. Lesher, Chamber of Commerce of the United States, Robert W. Hahn, American Enterprise Institute, and Paul R. Portney, Resources for the Future, all of Washington, D.C.; Thomas D. Hopkins, Rochester Institute of Technology, Rochester, New York; and Carl Pope, Sierra Club, San Francisco, California.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Sandra L. Lynch, of Massachusetts, to be United States Circuit Judge for the First Circuit; Lacy H. Thornburg, to be United States District Judge for the Western District of North Carolina; Sidney H. Stein, to be United States District Judge for the Southern District of New York; and Thadd Heartfield and David Folsom, each to be a United States District Judge for the Eastern District of Texas, after the nominees testified and answered questions in their own behalf. Ms. Lynch was introduced by Senators Kennedy and Kerry, Mr. Thornburg was introduced by Senators Helms and Faircloth, Mr. Stein was introduced by Senators D'Amato and Moynihan, and Messrs. Heartfield and Folsom were introduced by Senator Hutchison.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Fourteen public bills, H.R. 857–870; one private bill, H.R. 871; and four resolutions, H.J. Res. 68 and H. Res. 64–66, were introduced.

Page 4147

Reports Filed: The following reports were filed as follows:

H.R. 729, to control crime by a more effective death penalty, amended (H. Rept. 104–23);

H.R. 728, to control crime by providing law enforcement block grants, amended (H. Rept. 104–24); and

H. Res. 63, providing for the consideration of H.R. 667, to control crime by incarcerating violent criminals (H. Rept. 104–25).

Page 4147

Journal: By a yea-and-nay vote of 346 yeas to 69 nays with a 1 voting "present", Roll No. 100, the House approved the Journal of Tuesday, February 7.

Page 4060

Exclusionary Rule Reform: By a recorded vote of 289 ayes to 142 noes, Roll No. 103, the House passed H.R. 666, to control crime by exclusionary rule reform.

Page 4064

Agreed To:

The Volkmer amendment that exempts searches and seizures carried out by or under the authority of the Bureau of Alcohol, Tobacco and Firearms from the relaxation of the exclusionary rule (agreed to by a recorded vote of 228 ayes to 198 noes with 3 voting "present", Roll No. 101). Earlier, a Conyers amendment was offered but subsequently withdrawn that contained identical provisions;

Page 4071

The Traficant amendment that exempts searches or seizures carried out by or under the authority of the Internal Revenue Service from the relaxation of the exclusionary rule; and

Page 4075

The Fields of Louisiana amendment, as amended by the McCollum substitute, that provides that none of the provisions shall be construed so as to violate the fourth article to the Constitution.

Page 4079

Rejected the Serrano amendment that sought to exempt searches or seizures carried out by or under the authority of the Immigration and Naturalization Service (rejected by a recorded vote of 103 ayes to 330 noes, Roll No. 102).

Page 4082

Effective Death Penalty: By a recorded vote of 297 ayes to 132 noes, Roll No. 109, the House passed H.R. 729, to control crime by a more effective death penalty.

Page 4086

Agreed to the committee amendment in the nature of a substitute.

Pages 4090, 4120

Agreed To:

The McCollum technical amendment;

Page 4092

The Cox amendment that establishes a rule of deference to State courts so that Federal judges who are entertaining habeas corpus petitions from State inmates would be required to consider whether the claimant received a full and fair adjudication of their complaint (agreed to by a recorded vote of 291 ayes to 140 noes, Roll No. 106); and

Page 4110

The Smith of Texas amendment that provides that the automatic stay of execution provisions will terminate upon completion of State court review unless the petitioner has made a substantial showing of the denial of a Federal right (agreed to by a recorded vote of 241 ayes to 189 noes, Roll No. 108).

Page 4117

Rejected:

The Schumer amendment that sought to encourage States to provide competent counsel in death penalty cases during the initial trial phase (rejected by a recorded vote of 149 ayes to 282 noes, Roll No. 104);

Page 4092

The Watt of North Carolina amendment that sought to permit State prisoners sentenced to death or to prison to file a second Federal habeas petition if it is shown, through newly discovered evidence, that the person was innocent and probably would have been acquitted had the evidence been presented at trial (rejected by a recorded vote of 151 ayes to 280 noes, Roll No. 105); and

Page 4096

The Fields of Louisiana amendment that sought to add language to permit juries, in certain circumstances where the bill now requires the death penalty, to recommend a sentence of death or of life imprisonment without the possibility of release (rejected by a recorded vote of 139 ayes to 291 noes, Roll No. 107).

Page 4115

The Clerk was authorized to make such clerical and technical amendments as may be required in the engrossment of H.R. 665, H.R. 666, and H.R. 729.

Page 4121

Presidential Messages: Read the following messages from the President:

Iraqi emergency: Message wherein he reports on the developments since his last report concerning the national emergency with respect to Iraq—referred to the Committee on International Relations and ordered printed (H. Doc. 104–29);

Page 4121

Andean trade: Message wherein he transmits the first report on the operation of the Andean Trade Preference Act—referred to the Committee on Ways and Means; and

Page 4123

Baseball dispute resolution: Message wherein he transmits proposed legislation entitled the "Major League Baseball Restoration Act"—referred to the Committee on Economic and Educational Opportunities and ordered printed (H. Doc. 104–30).

Page 4123

Committees To Sit: It was made in order for the following committees and their subcommittees to sit during the proceedings of the House under the 5-minute rule on Thursday, February 9: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, International Relations, Resources, Transportation and Infrastructure, and Veterans' Affairs.

Page 4123

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 4148.

Quorum Calls—Votes: One yea-and-nay vote and nine recorded votes developed during the proceedings of the House today and appear on pages 4060, 4074, 4083, 4085, 4095, 4110, 4114, 4117, 4119, 4120. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 11:41 p.m.

Committee Meetings

REFORMING THE PRESENT WELFARE SYSTEM

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture continued hearings on reforming the present welfare system. Testimony was heard from Representative Castle; Ellen Haas, Under Secretary, Food, Nutrition, and Consumer Services, USDA; Mary Jo Bane, Assistant Secretary, Children and Families, Department of Health and Human Services; Thomas Eichler, Secretary, Department of Services for Children, Youth, and Their Families, State of Delaware; and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the National Transportation Safety Board. Testimony was heard from James Hall, Chairman, National Transportation Safety Board.

JOB CREATION AND WAGE ENHANCEMENT ACT

Committee on Commerce: Began markup of Title III, Risk Assessment and Cost/Benefit Analysis for New Regulations of H.R. 9, Job Creation and Wage Enhancement Act.

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the Department of Energy's proposed budget for fiscal year 1996. Testimony was heard from Hazel R. O'Leary, Secretary of Energy.

REMOVING IMPEDIMENTS TO EMPLOYEE PARTICIPATION/ELECTROMATION

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on Removing Impediments to Employee Participation/Electromation. Testimony was heard from Representative Gunderson; and public witnesses.

PAPERWORK REDUCTION ACT; REGULATORY TRANSITION ACT

Committee on Government Reform and Oversight: Subcommittee on National Growth, Natural Resources and Regulatory Affairs approved for full Committee action the following bills: H.R. 830, Paperwork Reduction Act of 1995; and H.R. 450, amended, Regulatory Transition Act of 1995.

COMMITTEE BUSINESS

Committee on House Oversight: Met to consider pending business.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights continued hearings on 1996–97 Foreign Relations Authorization: International Organizations, Conferences, and Commissions. Testimony was heard from the following officials of the Department of State: Madeleine K. Albright, Permanent U.S. Representative to the United Nations; and Douglas J. Bennet, Assistant Secretary, International Organization Affairs.

OVERSIGHT; COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on the management practices of the Immigration and Naturalization Service. Testimony was heard from Laurie Ekstrand, Associate Director, Administration of Justice Issues, General Government Division, GAO; and Chris Sale, Deputy Commissioner, Immigration and Naturalization Service, Department of Justice.

Prior to the hearing, the Subcommittee met for organizational purposes.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Held a hearing on the fiscal year 1996 National Defense authorization request. Testimony was heard from the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 402, to amend the Alaska Native Claims Settlement Act; H.R. 421, amended, to amend the Alaska Native Claims Settlement Act to provide for the purchase of common stock of Cook Inlet Region; H.R. 715, Sea of Okhotsk Fisheries Enforcement Act; H.R. 716, to amend the Fishermen's Protective Act; H.R. 622, to implement the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries; H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas; H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa; and H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility.

The Committee also approved the following: Oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight; and other pending Committee business.

COMMITTEE BUDGET

Committee on Rules: Approved the Committee budget.

VIOLENT CRIME INCARCERATION ACT

Committee on Rules: By a nonrecord vote, granted a modified open rule providing 1 hour of debate on H.R. 667, Violent Crime Incarceration Act of 1995. The rule waives clause 2(1)(2)(B) (requiring inclusion in committee reports of rollcall vote results) and clause 2(1)(6) of rule XI (requiring a 3-day availability report) against consideration of the bill. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as an original bill for the purpose of amendment which shall be considered as read. The rule waives clause 7 of rule XVI (prohibiting nongermane amendments) and clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill) against the committee amendment in the nature of a substitute. The rule provides a ten-hour time limit on the amendment process and gives priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Hyde and Representatives Conyers and Berman.

CRIMINAL ALIEN DEPORTATION IMPROVEMENT ACT

Committee on Rules: Heard testimony from Chairman Hyde and Representatives Smith of Texas, Conyers, and Berman, but no action was taken on H.R. 668, Criminal Alien Deportation Improvement Act of 1995.

JOB CREATION AND WAGE ENHANCEMENT ACT; OVERSIGHT PLANS

Committee on Science: Began markup of Title III, Risk Assessment and Cost/Benefit Analysis for new regulations of H.R. 9, Job Creation and Wage Enhancement Act of 1995.

The Committee approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

APPROVE NATIONAL HIGHWAY SYSTEM AND ANCILLARY ISSUES RELATING TO HIGHWAY AND TRANSIT PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on legislation to approve the National Highway System and Ancillary Issues relating to Highway and Transit Programs. Testimony was heard from Wayne Shackelford, Commissioner, Department of Transportation, State of Georgia; Charles H. Thompson, Secretary, Department of Transportation, State of Wisconsin; James J. Kereasiotes, Secretary of Transportation, State of Massachusetts; Andrew Poat, Chief Deputy Director, Department of Transportation, State of California; and public witnesses.

Hearings continue February 28.

SELF-EMPLOYED HEALTH INSURANCE PERMANENT DEDUCTION RESTORATION; COMMITTEE BUSINESS; ADMINISTRATION'S BUDGET PROPOSALS

Committee on Ways and Means: Ordered reported amended H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission.

The Committee approved the following: Oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight; Budget recommendations for the report to the Committee on the Budget; and the Committee Budget.

The Subcommittee also continued hearings on the Administration's fiscal year 1996 Budget proposals. Testimony was heard from Donna E. Shalala, Secretary of Health and Human Services.

Hearings continue tomorrow.

Thursday, February 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 4170–4363

Measures Introduced: Six bills were introduced, as follows: S. 377–382.

Page 4225

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto:

Pages 4183, 4220

Pending:

Reid Amendment No. 236, to protect the Social Security system by excluding the receipts and outlays of Social Security from balanced budget calculations.

Pages 4183, 4220

Dole Motion to refer H.J. Res. 1, Balanced Budget Constitutional Amendment, to the Committee on the Budget, with instructions.

Page 4224

Dole Amendment No. 237, as a substitute to the instructions (to instructions to the motion to refer H.J. Res. 1 to the Committee on the Budget).

Page 4224

Dole Amendment No. 238 (to Amendment No. 237), of a perfecting nature.

Page 4227

A unanimous-consent time agreement was reached providing for further consideration of the pending motion and amendments pending thereto, on Friday, February 10, 1995, with votes to occur thereon.

Page 4260

Senate will resume consideration of the resolution on Friday, February 10, 1995.

Committee Funding—Agreement: A unanimous-consent time agreement was reached providing for the consideration of S. Res. 73, authorizing biennial expenditures by committees of the Senate, on Friday, February 10, 1995.

Page 4261

Messages From the President: Senate received the following messages from the President of the United States:

Received on Wednesday, February 8, 1995, after the recess of the Senate:

Transmitting the report of a draft of proposed legislation entitled "Major League Baseball Restoration Act"; to the Committee on Labor and Human Resources. (PM–14).

Page 4224

Received today:

Transmitting the report of the National Endowment for the Humanities for calendar year 1994; to the Committee on Labor and Human Resources. (PM–15). **Page 4225**

Transmitting the report of a draft of proposed legislation entitled "The Omnibus Counterterrorism Act of 1995"; to the Committee on the Judiciary. (PM–16). **Page 4225**

Messages From the President: **Page 4224**

Measures Referred: **Page 4225**

Measures Held at Desk: **Page 4260**

Communications: **Page 4225**

Statements on Introduced Bills: **Page 4221**

Additional Cosponsors: **Page 4247**

Amendments Submitted: **Page 4248**

Authority for Committees: **Page 4248**

Additional Statements: **Page 4248**

Recess: Senate convened at 9:15 a.m., and recessed at 6:39 p.m., until 9:30 a.m., on Friday, February 10, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 4261.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on political and economic reform in the New Independent States of the former Soviet Union, receiving testimony from Strobe Talbott, Deputy Secretary of State.

Subcommittee will meet again on Thursday, February 16.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee held hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, receiving testimony from William J. Perry, Secretary of Defense; Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff; and John J. Hamre, Comptroller, Department of Defense.

Committee will meet again on Tuesday, February 14.

ENERGY BUDGET

Committee on Energy and Natural Resources: Committee concluded hearings on the President's proposed budget request for fiscal year 1996 for the Department of Energy and the Federal Energy Regulatory Commission, after receiving testimony from Hazel R. O'Leary, Secretary of Energy; and Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission.

RETIREMENT SAVINGS PLANS

Committee on Finance: Committee held hearings on S. 287, to expand individual retirement accounts (IRA's) for spouses, and on proposals to expand IRA's, 401(k) plans, and other savings arrangements, receiving testimony from Senator Hutchison; and Paul Yakoboski, Employee Benefit Research Institute, Daniel Halperin, Georgetown University Law Center, Matthew P. Fink, Investment Company Institute, and John J. Motley III, National Federation of Independent Business, all of Washington, D.C.

Hearings were recessed subject to call.

CONGRESSIONAL TERM LIMITS

Committee on the Judiciary: Committee ordered favorably reported, with amendments, S.J. Res. 21, proposing a constitutional amendment to limit congressional terms.

EMPLOYEE INVOLVEMENT PROGRAMS: (TEAM) ACT

Committee on Labor and Human Resources: Committee concluded hearings on S. 295, to permit workers to meet with supervisors to address issues of mutual concern, including quality and productivity issues, after receiving testimony from Don Skiba, Julie Smith, Johnny Albertson, and Angie Cowan, all of the TRW Plant, Cookeville, Tennessee; Lori Garrett and Kevin King, both of the Eastman Chemical Company, Kingsport, Tennessee; Chester McCammon, Universal Dynamics Inc., Woodbridge, Virginia; Harold P. Coxson, Coleman, Coxson, Penello, Fogleman & Cowen, and David M. Silberman, AFL–CIO, both of Washington, D.C.; and Berna Price, Electromation Inc., Elkhart, Indiana.

AMERICAN INDIAN YOUTH

Committee on Indian Affairs: Committee concluded oversight hearings to examine the challenges that American Indian youth face in today's society, after receiving testimony from Letha Mae Lamb, Akimel O'Odham/Pee-Posh Youth Council, Gila River Indian Community, Arizona; Sleepy Eye LaFromboise, Akron, New York, on behalf of the National Indian Education Association; Justin Deegan, Fort Berthold Indian Reservation, Parshall, North Dakota; Michael Killer, Cherokee Nation Tribal Youth Council, Tahlequah, Oklahoma; Wilpita L. Bia, Native American Youth Leadership Council, Chinle, Arizona; J.R. Cook, United National Indian Tribal Youth, Inc., Oklahoma City, Oklahoma; Billy Mills, Sacramento, California, on behalf of Running Strong For American Indian Youth; Valora Washington, W.K. Kellogg Foundation, Battle Creek, Michigan; Barbara D. Finberg, Washington, D.C., on behalf of the Carnegie Corporation of New York; Joseph A. Myers, National Indian Justice Center, Petaluma, California; Walter Ahhaitty, Hacienda Heights, California; Michael N. Martin, Buffalo, New York; and Shauna Smith, Nixon, Nevada.

House of Representatives

Chamber Action

Bills Introduced: Sixteen public bills, H.R. 872–887; and eleven resolutions, H. Res. 67, 68, 70–78, were introduced.

Page 4351

Report Filed: The following report was filed as follows: H. Res. 69, providing for the consideration of H.R. 668, to control crime by further streamlining deportation of criminal aliens (H. Rept. 104–26).

Page 4351

Violent Criminals Incarceration: House completed all general debate and began consideration of amendments H.R. 667, to control crime by incarcerating violent criminals; but came to no resolution thereon. Consideration of amendments will resume on Friday, February 10.

Page 4274

Agreed To:

The Canady of Florida amendment that further defines "relief", when part of provisions regarding litigation to remedy prison conditions, to mean all relief in any form to be granted or approved by the court except a settlement agreement the breach of which is not subject to any court enforcement other than reinstatement of the civil proceeding which such agreement settled;

Page 4284

The Traficant amendment that provides that when a person convicted of a serious violent felony is to be released from prison, releasing authorities be required to notify victims of the crime, the families of such, the local media, and the convicting court of such release;

Page 4288

The Weller amendment, as amended by the Doggett amendment, that permits a State or unit of local government located within a State, to use funds to build, expand, and operate juvenile correction facilities or pretrial detention facilities, provided that a State certifies to the Attorney General that exigent circumstances exist that warrant such a use of funds;

Page 4302

The Canady of Florida amendment that permits States to use their prison grants to build, expand, and operate youth correction facilities; provides that, beginning in fiscal year 1998, fifteen percent of grants would be withheld from any State that does not have a system of increasingly severe "consequential sanctions" for repeat juvenile offenders;

Page 4305

The McCollum amendment that requires that the first $650 million of authorized funds for State "truth-in-sentencing" prison grants be reserved for the purpose of reimbursing States for the costs of incarcerating criminal aliens, beginning in fiscal year 1996 and continuing until fiscal year 2000;

Page 4307

The Gallegly amendment that changes the way funds are allocated from a ratio relative to the general population to a percentage of violent crimes reported to the Federal Bureau of Investigation, thus intending that such funds go to a State based on actual need;

Page 4316

The Burton of Indiana amendment that adds a requirement that any funds used to carry out the building and expansion of correctional facilities represent the best value for State governments at the lowest possible cost, employing the best available technology;

Page 4317

The McCollum amendment, as amended by the Conyers amendment as modified, that provides any remaining unallocated funds which have been available for more than two fiscal years be made available for expenses of the Immigration and nationalization Service for investigators and for expenses of the Bureau of Prisons, the Federal Bureau of Investigation, and the United States Attorneys for activities and operations related to the investigation, prosecution and conviction of persons accused of a serious violent felony, and the incarceration of persons convicted of such offenses, including the national Institute for Justice for law enforcement technology programs;

Page 4318

The Zimmer amendment that provides that the Attorney General establish standards regarding conditions in the Federal prison system that provides prisoners the least amount of amenities and personal comforts consistent with constitutional requirements and good order and discipline in Federal prison; and

Page 4326

The Scott amendment that provides that a State receiving funds shall require that the appropriate public authorities report promptly to the Attorney General the death of each individual who dies in custody while in a municipal or county fail, State prison, or other similar place of confinement.

Page 4326

Rejected:

The Chapman amendment that sought to prohibit the expenditure of any prison grant funding, including funding for the general prison grant program and the truth-in-sentencing incentive grant program, until and unless the Attorney General certifies that at least fifty percent of States meet truth-in-sentencing requirements (rejected by a 169 ayes to 261 noes, Roll No. 110);

Page 4285

The Schumer amendment that sought to eliminate the prison grant programs, including the general prison block grant program and the truth-in-sentencing incentive grant program; consolidate the violent offender and truth-in-sentencing grant programs into a single prison block grant program; provide that each State would receive a prison block grant based on the number of violent crimes among the States; provide that the block grant would be funded at the same annual level as the total State funding provided in the 1994 Crime Control Act; and provide that States that failed to use their allocated grant funding within two years would be required to refund unused moneys to the Federal Government for later distribution to States (rejected by a recorded vote of 179 ayes to 251 noes, Roll No. 111); and

Page 4288

The Scott amendment that sought to require that one-tenth of one percent of all prison grant funding authorized be set aside each year for evaluation and research on the effectiveness of prisons on controlling and reducing crime.

Page 4323

The Watt of North Carolina amendment was offered, but subsequently withdrawn, that would have required States to actually demonstrate declining crime rates since 1993 in order to qualify for general prison grants.

Page 4325

H. Res. 63, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 4267

Presidential Messages: Read the following messages from the President:

National Endowment for the Humanities: Message wherein he transmits the 29th Annual Report of the National Endowment for the Humanities—referred to the Committee on Economic and Educational Opportunities; and

Page 4327

Counterterrorism: Message wherein he transmits proposed legislation entitled the "Omnibus Counterterrorism Act of 1995"—referred to the Committee on the Judiciary and ordered printed (H. Doc. 104–31).

Page 4327

Committees to Sit: It was made in order that the following committees and subcommittees be permitted to set on Friday, February 10, during proceedings of the House under the five-minute rule: Agriculture, Banking and Financial Services, Commerce, Government Reform and Oversight, Science, Small Business, and Transportation and Infrastructure.

Page 4328

Bill Re-Referred: It was made in order that titles V, VI and section 4003 of H.R. 9, Job Creation and Wage Enhancement Act, be re-referred to the Committee on Small Business as an additional committee on jurisdiction.

Page 4328

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 4353.

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House and appear on pages 4287, 4302. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:50 p.m.

Committee Meetings

REFORMING THE PRESENT WELFARE SYSTEM

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture continued hearings on reforming the present welfare system. Testimony was heard from John Petraborg, Deputy Commissioner, Department of Human Services, State of Minnesota; and public witnesses.

Hearings continue February 14.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the ICC. Testimony was heard from Gail C. McDonald, Chairwoman, ICC.

VA—HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans Affairs, HUD, and Independent Agencies held a hearing on restructuring Government. Testimony was heard from public witnesses.

OVERSIGHT PLANS; U.S. AND INTERNATIONAL RESPONSE TO THE MEXICAN FINANCIAL CRISIS

Committee on Banking, and Financial Services: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

The Committee also held a hearing regarding the U.S. and international response to the Mexican financial crisis. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Robert E. Rubin, Secretary of the Treasury; Robert B. Reich, Secretary of Labor; and Peter Tarnoff, Under Secretary, Political Affairs, Department of State.

Hearings continue tomorrow.

ADMINISTRATION'S BUDGET

Committee on the Budget: Held a hearing on the Administration's Budget proposals for fiscal year 1996. Testimony was heard from Laura D'Andrea Tyson, Chair, Counsel of Economic Advisers; and public witnesses.

Hearings continue tomorrow.

JOB CREATION AND WAGE ENHANCEMENT ACT; COMMITTEE BUDGET

Committee on Commerce: On February 8, the Committee ordered reported amended Title III, Risk Assessment and Cost/Benefit Analysis for New Regulations of H.R. 9, Job Creation and Wage Enhancement Act.

The Committee also approved the Committee Budget.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the implementation and enforcement of the Clean Air Act Amendments of 1990. Testimony was heard from Carol M. Browner, Administrator, EPA; and the following Governors: George F. Allen, Virginia; John Engler, Michigan; and Pete Wilson, California.

BLOCK GRANT/CONSOLIDATION OVERVIEW

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Block Grant/Consolidation Overview. Testimony was heard from Linda G. Morra, Director, Education and Employment Issues, Division of Health, Education, and Human Services, GAO; Steve Bartlett, Mayor, Dallas, Texas; Freeman Bosley, Jr., Mayor, St. Louis, Missouri; and Michael J. Horowitz, former General Counsel, OMB.

CLOSED BRIEFING—CONCERNS IN CENTRAL, WEST, AND NORTH AFRICA

Committee on International Relations: Subcommittee on Africa met in executive session to receive a closed briefing on U.S. foreign policy concerns in Central, West, and North Africa. The Subcommittee was briefed by the following officials of the Department of State: George E. Moose, Assistant Secretary, African Affairs; and Robert H. Pelletreau, Assistant Secretary, Near Eastern Affairs.

FOREIGN POLICY IN ASIA CHALLENGES

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Challenges to U.S. Foreign Policy in Asia. Testimony was heard from the following officials of the Department of State: Winston Lord, Assistant Secretary, East Asian and Pacific Affairs; and Robin L. Raphel, Assistant Secretary, South Asians Affairs.

CLOSED BRIEFING

Committee on International Relations: Subcommittee on Western Affairs held a closed briefing on the Border Conflict: Between Ecuador and Peru. The Subcommittee was briefed by departmental witnesses.

REVIEW FINANCIAL MANAGEMENT—NATIONAL PARK SERVICE AND NATIONAL PARK SERVICE REORGANIZATION

Committee on Resources: Subcommittee on National Parks, Forests and Lands and the Subcommittee on Interior and Related Agencies of the Committee on Appropriations held a joint oversight hearing to review financial management in the National Park Service and the National Park Service Reorganization Plan. Testimony was heard from the following officials of the Department of the Interior: Joyce N. Fleischman, Deputy Inspector General, and Roger Kennedy, Director, National Park Service; James Duffus III, Director, Natural Resources Management Issues, Resources, Community, and Economic Development Division, GAO; and a public witness.

CRIMINAL ALIEN DEPORTATION IMPROVEMENT ACT

Committee on Rules: By a nonrecord vote, granted an open rule providing 1 hour of debate on H.R. 668, Criminal Alien Deportation Improvement Act of 1995. The rule waives section 302(f) of the Budget Act (prohibiting consideration of measures that would cause the appropriate subcommittee level or program-level ceilings to be exceeded) and section 303(a) of the Budget Act (prohibiting consideration of budgetary legislation prior to the adoption of the budget resolution) against consideration of the bill. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as modified by the amendment printed in section 2 of the resolution (striking section 11 of the committee amendment) as an original bill for the purpose of amendment. Each section of the Committee amendment in the nature of a substitute, as modified, shall be considered as read. Priority in recognition will be given to Members who have preprinted amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions.

JOB CREATION AND WAGE ENHANCEMENT ACT; OVERSIGHT PLANS

Committee on Science: On February 8, the Committee ordered reported amended Title III, Risk Assessment and Cost/Benefit Analysis for new regulations of H.R. 9, Job Creation and Wage Enhancement Act of 1995.

The Committee also approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

Committee recessed subject to call.

COMMITTEE ORGANIZATION

Committee on Standards of Official Conduct: Met for organizational purposes.

METROPOLITAN WASHINGTON AIRPORTS AUTHORITY BOARD REVIEW

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on the Metropolitan Washington Airports Authority Board of Review. Testimony was heard from Senator McCain; Representatives Morella, Wolf, and Moran; Robert Tardio, Chairman, Metropolitan Washington Airports Authority; and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Steve Bartlett, Mayor, Dallas, Texas; Stephen F. John, member, City Council, Decatur, Illinois; and public witness.

Hearings continue February 16.

ADMINISTRATION'S BUDGET PROPOSALS

Committee on Ways and Means: Concluded hearings on the Administration's fiscal year 1996 budget proposals. Testimony was heard from Alice M. Rivlin, Director, OMB; and Robert D. Reischauer, Director, CBO.

Joint Meetings

VETERANS PROGRAMS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to examine the legislative recommendations of various veteran organizations, after receiving testimony from Richard Grant, Paralyzed Veterans of America, and David H. Hymes, Jewish War Veterans of the USA, both of Washington, D.C.; Charles R. Jackson, Non-Commissioned Officers Association of the U.S.A., and Lt. Commander Virginia Torsch, MSC, USNR, Retired Officers Association, both of Alexandria, Virginia; and John Molino, Association of the United States Army, Arlington, Virginia.

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Friday, February 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 4364–4526

Measures Introduced: Twelve bills were introduced, as follows: S. 383–394.

Page 4481

Measures Reported: Reports were made as follows:

H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Measures Passed:

CFTC Authorizations: Senate passed S. 178, to amend the Commodity Exchange Act to extend the authorization for the Commodity Futures Trading Commission.

Page 4425

VFW Charter: Committee on the Judiciary was discharged from further consideration of S. 257, to amend the charter of the Veterans of Foreign Wars to make eligible for membership those veterans that have served within the territorial limits of South Korea, and the bill was then passed.

Page 4521

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto:

Pages 4428, 4445

Adopted:

Dole Motion to refer H.J. Res. 1, Balanced Budget Constitutional Amendment, to the Committee on the Budget, with instructions.

Pages 4428, 4440

Dole Amendment No. 237, as a substitute to the instructions (to instructions to the motion to refer H.J. Res. 1 to the Committee on the Budget).

Pages 4428, 4440

By 87 yeas to 10 nays (Vote No. 63), Dole Amendment No. 238 (to Amendment No. 237), of a perfecting nature.

Pages 4428, 4440

Pending:

Reid Amendment No. 236, to protect the Social Security system by excluding the receipts and outlays of Social Security from balanced budget calculations.

Pages 4428, 4445, 4453

Senate will resume consideration of the resolution on Monday, February 13, 1995.

Committee Funding: Senate began consideration of S. Res. 73, authorizing biennial expenditures by committees of the Senate.

Page 4443

A unanimous-consent agreement was reached providing for a vote on the resolution to occur on Monday, February 13, 1995.

Page 4521

Measures Referred: **Page 4481**

Statements on Introduced Bills: **Page 4481**

Additional Cosponsors: **Page 4519**

Authority for Committees: **Page 4519**

Additional Statements: **Page 4519**

Record Votes: One record vote was taken today. (Total—63)

Page 4440

Recess: Senate convened at 9:30 a.m., and recessed at 3:57 p.m., until 12 Noon, on Monday, February 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 4521.)

Committee Meetings

SUBCOMMITTEE MEMBERSHIP

Committee on Armed Services: Committee announced the following subcommittee assignments:

Subcommittee on Seapower: Senators Cohen (Chairman), Warner, McCain, Lott, Smith, Kennedy, Exon, Robb, and Lieberman.

Subcommittee on Airland Forces: Senators Warner (Chairman), Cohen, Coats, Kempthorne, Hutchison, Inhofe, Santorum, Levin, Exon, Glenn, Byrd, Lieberman, and Bryan.

Subcommittee on Readiness: Senators McCain (Chairman), Cohen, Coats, Inhofe, Santorum, Glenn, Bingaman, Robb, and Bryan.

Subcommittee on Strategic Forces: Senators Lott (Chairman), Warner, Cohen, Smith, Kempthorne, Hutchison, Exon, Levin, Bingaman, Glenn, and Bryan.

Subcommittee on Personnel: Senators Coats (Chairman), McCain, Lott, Santorum, Byrd, Kennedy, and Robb.

Subcommittee on Acquisition and Technology: Senators Smith (Chairman), Kempthorne, Hutchison, Inhofe, Bingaman, Levin, and Kennedy.

DEFENSE BUDGET

Committee on the Budget: Committee concluded hearings on the President's proposed budget request for fiscal year 1996 for the Department of Defense, after receiving testimony from William J. Perry, Secretary of Defense; Gen. John M. Shalikashvili, Chairman, Joint Chiefs of Staff; and John J. Hamre, Comptroller, Department of Defense.

NATIONAL DRUG CONTROL STRATEGY

Committee on the Judiciary: Committee concluded hearings to examine the President's 1995 national drug control strategy, after receiving testimony from Representative Rangel; Lee P. Brown, Director, Office of National Drug Control Policy; William Bennett, former Director, Office of National Drug Control Policy; Judge Richard S. Gebelein, Superior Court of Delaware; and John Walters, New Citizenship Project, Washington, D.C.

FUTURE OF SBA

Committee on Small Business: Committee held hearings to examine the programs administered by the Small Business Administration and its future role, receiving testimony from Philip Lader, Administrator, Small Business Administration, who was accompanied by several of his associates.

Hearings continue on Thursday, February 16.

House of Representatives

Chamber Action

Bills Introduced: Twelve public bills, H.R. 888–899; two private bills, H.R. 900–901; and three resolutions, H. Res. 80–82, were introduced.

Page 4418

Reports Filed: The following reports were filed as follows:

H. Res. 79, providing for the consideration of H.R. 728, to control crime by providing enforcement block grants (H. Rept. 104–27);

H.R. 256, to withdraw and reserve certain public lands and minerals within the State of Colorado for military uses (H. Rept. 104–28, Part I);

H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995 (H. Rept. 104–29); and

H.R. 845, rescinding certain budget authority (H. Rept. 104–30).

Page 4418

Violent Criminal Incarceration: By a recorded vote of 265 ayes to 156 noes, Roll No. 117, the House passed H.R. 667, to control crime by incarceration of violent criminals.

Page 4366

Rejected the Conyers motion to recommit the bill to the Committee on the Judiciary with instructions to report the bill back forthwith containing an amendment to allocate any unallocated funds for public safety and community policing (rejected by a recorded vote of 193 ayes to 227 noes, Roll No. 116).

Page 4388

Agreed to the committee amendment in the nature of a substitute.

Page 4388

Agreed To:

The Riggs amendment that allows States to spend up to 15 percent of the "truth in sentencing" grants for jail construction, provided the State has strict pretrial release practices or requires that those charged with a violent felony are not released before trial without bond;

Page 4369

The McCollum amendment that allows the Bureau of Prisons to become involved with and to initiate community service programs;

Page 4373

The McCollum amendment that authorizes the administration of Federal prison commissaries; and

Page 4374

The Watt of North Carolina amendment, as modified, that provides that States adopt procedures for the collection of reliable statistical data which compares and confirms the rate of serious violent felonies after the receipt of Federal funds in comparison to the rate of serious violent felonies before the receipt of funds and report such data to the Attorney General.

Page 4377

Rejected:

The Watt of North Carolina amendment that sought to strike the automatic stay provision relating to relief lawsuits brought by inmates (rejected by a recorded vote of 93 ayes to 313 noes, Roll No. 112);

Page 4366

The Cardin amendment that sought to reduce by $36 million over 5 years the authorization for prison grants (rejected by a recorded vote of 129 ayes to 295 noes, Roll No. 113);

Page 4374

The Chapman amendment that sought to make States eligible for both general and "truth in sentencing" prison grants rather than either one or the other (rejected by a recorded vote of 176 ayes to 247 noes, Roll No. 114);

Page 4380

The Scott amendment that sought to decrease by $2.5 billion the total funding for State and regional prison grants (rejected by a recorded vote of 155 ayes to 268 noes, Roll No. 115); and

Page 4385

The Watt of North Carolina amendment to remove the bill's limitations on the granting of attorney's fees to inmates who bring relief lawsuits.

Page 4366

The Clerk was authorized to correct section numbers, cross-references, punctuation, and to make such stylistic, clerical, technical, conforming, and other changes as may be necessary to reflect the actions of the House as may be required in the engrossment of H.R. 667.

Page 4391

Criminal Alien Deportation Act: By a yea-and-nay vote of 380 yeas to 20 nays, Roll No. 118, the House passed H.R. 668, to control crime by further streamlining deportation of criminal aliens.

Page 4392

Agreed to the committee amendment in the nature of a substitute.

Page 4403

Agreed To:

The Cunningham amendment that directs the Secretary of State and the Attorney General to submit a report to Congress within 180 days evaluating the current Prison Transfer Treaty with Mexico;

Page 4399

The Moran amendment that directs executive branch officials to establish an office within the Justice Department to provide technical and prosecutorial assistance to States and localities in their efforts to bring justice to criminal aliens who flee prosecution in the United States;

Page 4399

The Horn amendment that advises the President to renegotiate, no later than 90 days, bilateral prisoner transfer treaties with countries that have large numbers of criminal aliens in American prisons and requires the President to submit an annual report to Congress on the effectiveness of the renegotiated treaties;

Page 4400

The Cunningham amendment that directs the Justice Department and the INS to develop and implement an interior repatriation program; and

Page 4401

The Foley amendment, as amended by the Burr of North Carolina amendment, that gives the Attorney General discretionary power to provide for early release and deportation of nonviolent criminal aliens, except those convicted of alien smuggling.

Page 4402

The Clerk was authorized to make technical and conforming changes in the engrossment of H.R. 668.

Page 4404

H. Res. 69, the rule under which the bill was considered was agreed to earlier by voice vote.

Page 4392

Legislative Program: The Majority Leader announced the legislative program for the week of February 13. Agreed to adjourn from Friday to Monday.

Page 4405

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 15.

Page 4406

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 4419.

Quorum Calls—Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 4368, 4376, 4384, 4388, 4390, 4404. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 4:56 p.m.

Committee Meetings

DEFENSE SUPPLEMENTAL; RESCISSION BILL

Committee on Appropriations: Ordered reported the following measures: Defense Supplemental Appropriations for Fiscal Year 1995; and Rescission for Fiscal Year 1995.

UNITED STATES AND INTERNATIONAL RESPONSE TO THE MEXICAN FINANCIAL CRISIS

Committee on Banking, and Financial Services: Continued hearings regarding the United States and international response to the Mexican financial crisis. Testimony was heard from Representatives Stockman, Sanders, Kolbe, Sanford, and Funderburk; and public witnesses.

ADMINISTRATION'S BUDGET

Committee on the Budget: Continued hearings on the Administration's Fiscal Year 1996 Budget. Testimony was heard from the following former Directors of OMB: James C. Miller III and Joseph R. Wright.

COMMON SENSE LEGAL REFORM ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance concluded hearings on Title II, Reform of Private Securities Litigation, of H.R. 10, Common Sense Legal Reform Act. Testimony was heard from Representatives Tauzin and Mineta; Arthur Levitt, Jr., Chairman, SEC; and public witnesses.

PAPERWORK REDUCTION ACT; REGULATORY TRANSITION ACT

Committee on Government Reform and Oversight: Ordered reported amended H.R. 830, Paperwork Reduction Act of 1995.

The Committee also began markup of H.R. 450, Regulatory Transition Act of 1995.

Will continue February 13.

PROTECTING PRIVATE PROPERTY RIGHTS WITH REGULATORY TAKINGS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on protecting private property rights with regulatory takings. Testimony was heard from John Schmidt, Associate Attorney General, Department of Justice; Richard L. Russman, Chair, Committee on Environment, State Senate, New Hampshire; and public witnesses.

CONTRACT WITH AMERICA—LEGAL REFORM ISSUES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property concluded hearings on issues related to the Legal Reform Issues in the Contract With America. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on National Parks, Forests and Lands and the Subcommittee on Resource Conservation, Research, and Forestry of the Committee on Agriculture held a joint oversight hearing on Forest Health and Emergency Salvage Sales. Testimony was heard from Senators Burns and Gorton; Representative Herger; Jack Ward Thomas, Chief, U.S. Forest Service, USDA; Denise Meridith, Deputy Director, Bureau of Land Management, Department of the Interior; and public witnesses.

LOCAL GOVERNMENT LAW ENFORCEMENT BLOCK GRANTS ACT

Committee on Rules: By a nonrecord vote, granted a modified open rule providing 1 hour of debate on H.R. 728, Local Government Law Enforcement Block Grants Act of 1995. The rule provides for a 10-hour time limit on the amendment process. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as an original bill for amendment purposes, which shall be considered as read. Priority in recognition will be given to Members who have caused their amendments to be printed in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Hyde and Representatives Schiff and Schroeder.

HYDROGEN FUTURE ACT

Committee on Science: Ordered reported amended H.R. 655, Hydrogen Future Act of 1995.

STRENGTHEN REGULATORY FLEXIBILITY ACT

Committee on Small Business: Held a hearing on amendments to strengthen the Regulatory Flexibility Act. Testimony was heard from Jere Glover, Chief Counsel, Advocacy, SBA; Lon S. Hatamiya, Administrator, Agricultural Marketing Service, USDA; Jay S. Johnson, Deputy General Counsel, NOAA, Department of Commerce; Joseph A. Dear, Assistant Secretary, Department of Labor; Stephen H. Kaplan, General Counsel, Department of Transportation; Christian S. White, Director, Bureau of Consumer Protection, FTC; Richard Y. Roberts, Commissioner, SEC; and Frank S. Swain, former Chief Counsel for Advocacy, SBA.

ECONOMIC DEVELOPMENT ADMINISTRATION AND APPALACHIAN REGIONAL COMMISSION

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the Economic Development Administration and the Appalachian Regional Commission. Testimony was heard from William Ginsberg, Assistant Secretary, Economic Development, Economic Development Administration, Department of Commerce; and Jesse L. White, Federal Co-Chairman, Appalachian Regional Commission.

AMTRAK'S FISCAL CRISIS

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on Amtrak's Fiscal Crisis. Testimony was heard from Senator Biden; Representatives Hefley, Barton of Texas, Montgomery, Hoekstra, Barrett of Wisconsin, Pomeroy, Jacobs, Castle, Ehlers, Gekas, Blute, Torkildsen, Gejdenson, Bass, Moakley, Neal and Clayton.

Hearings continue February 13.

MEDICARE RELATED ISSUES

Committee on Ways and Means: Subcommittee on Health continued hearings on Medicare related issues, with emphasis on Medicare Reform and Innovation. Testimony was heard from Representative Pomeroy; Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; Janet Shikles, Assistant Comptroller General, GAO; and public witnesses.

CARIBBEAN BASIN TRADE SECURITY ACT

Committee on Ways and Means: Subcommittee on Trade held a hearing on H.R. 553, Caribbean Basin Trade Security Act. Testimony was heard from Senator Graham; Representative Deutsch; from Charlene Barshefsky, Deputy U.S. Trade Representative; from the following Ambassadors to the United States; Jose del Carmen-Ariza, Government of the Dominican Republic, and Ana Cristina Sol, Government of El Salvador; Wendell A. Mottley, Minister of Finance, Government of Trinidad and Tobago; Eduardo Gonzalez Castillo, Minister of Economy, Government of Guatamala; Anthony Hylton, Parliamentary Secretary, Ministry of Foreign Affairs and Foreign Trade, Government of Jamaica; and public witnesses.

Monday, February 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 4527–4669

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 395–398, and S. Res. 77.

Page 4564

Measures Passed:

Committee Funding: By 91 yeas to 2 nays (Vote No. 64), Senate agreed to S. Res. 73, authorizing biennial expenditures by committees of the Senate.

Page 4559

Acknowledgment to Dedication to Law Enforcement Officers: Senate agreed to S. Res. 77, to commemorate and acknowledge the dedication and sacrifice made by the men and women who have lost their lives while serving as law enforcement officers.

Page 4576

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto:

Page 4532

Pending:

Reid Amendment No. 236, to protect the Social Security system by excluding the receipts and outlays of Social Security from balanced budget calculations.

Page 4532

A unanimous-consent agreement was reached providing for further consideration of the resolution on Tuesday, February 14, 1995, with a vote on a motion to table the pending amendment to occur at 9:30 a.m.

Page 4576

Appointments:

Advisory Commission on Intergovernmental Relations: The Chair, on behalf of the Vice President, pursuant to Public Law 86–380, appointed Senator Kempthorne to the Advisory Commission on Intergovernmental Relations.

Page 4576

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting, a draft of proposed legislation to amend the Internal Revenue Code of 1986 to provide tax relief for the middle-class; to the Committee on Finance. (PM–17)

Page 4561

Transmitting the Economic Report of the President; to the Joint Economic Committee. (PM–18)

Page 4561

Nominations Received: Senate received the following nominations:

Curtis L. Collier, of Tennessee, to be United States District Judge for the Eastern District of Tennessee.

67 Air Force nominations in the rank of general.

Page 4577

Messages From the President: **Page 4561**

Messages From the House: **Page 4563**

Measures Referred: **Page 4563**

Communications: **Page 4563**

Statements on Introduced Bills: **Page 4564**

Additional Cosponsors: **Page 4573**

Amendments Submitted: **Page 4574**

Notices of Hearings: **Page 4574**

Authority for Committees: **Page 4575**

Additional Statements: **Page 4575**

Record Votes: One record vote was taken today. (Total—64)

Page 4559

Recess: Senate convened at 12 Noon, and recessed at 5:54 p.m., until 9:15 a.m., on Tuesday, February 14, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 4576.)

Committee Meetings

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Wilma A. Lewis, of the District of Columbia, to be Inspector General, Department of the Interior, after the nominee, who was introduced by Virgin Islands Delegate Victor O. Frazer, testified and answered questions in her own behalf.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 902–924; and 1 resolution, H. Con. Res. 26 were introduced.

Page 4653

Report Filed: One report was filed as follows: H. Res. 83, providing for consideration of H.R. 7, to revitalize the national security of the United States (H. Rept. 104–31).

Page 4653

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Knollenberg to act as Speaker pro tempore for today.

Page 4578

Recess: House recessed at 1:04 p.m. and reconvened at 2:00 p.m.
Page 4582

Committees To Sit: The Committees on Government Reform and Oversight, Judiciary, Science, Small Business, and Transportation received permission to sit on Tuesday, February 14 during proceedings of the House under the five-minute rule.
Page 4603

Local Government Law Enforcement Block Grants: House completed all general debate and began consideration of amendments on H.R. 728, to control crime by providing law enforcement block grants; but came to no resolution thereon. Consideration of amendments will resume on Tuesday, February 14.
Page 4592

Agreed To:

The Schiff amendment that allows local governments to use the funds for local law enforcement block grants to enhance security measures at any facility or location the local government considers to be at risk for crime;
Page 4606

The Schroeder amendment that requires the Attorney General to reserve 1 percent in fiscal years 1996 and 1997 for use by the National Institute of Justice to help local governments modernize and purchase law enforcement technology and equipment;
Page 4611

The Hyde amendment that allows up to $300 million between fiscal years 1996 and 2000 to be available to the Attorney General for administrative costs; assuring compliance; and for studying the overall effectiveness and efficiency of law enforcement block grants;
Page 4613

The Ackerman amendment that requires State and local governments receiving law enforcement block grants to provide a hiring preference to former members of the Armed Forces who were involuntarily separated or released from active duty on or after October 1, 1990, and who desire to become law enforcement officers with State and local law enforcement agencies;
Page 4613

The Schumer amendment that prohibits local governments from using law enforcement block grants for consultants, and vehicles not used primarily for law enforcement;
Page 4614

The Wise amendment that authorizes recipients to use block grants to enhance local drug enforcement, crime prevention, and legal assistance activities originally established under the Byrne Program;
Page 4621

The Martini amendment that provides that the Federal share of a grant may not exceed 90 percent of the costs of a program or proposal;
Page 4622

The Chabot amendment that outlines the procedures for resolution of disparate allocations relating to the distribution of funds to state and local governments;
Page 4629

The Menendez amendment that provides that local governments would be eligible for law enforcement block grants in any single year only if the local government's expenditures on law enforcement in the preceding year is no lower than 90 percent of its expenditures in the previous year; and
Page 4636

The Traficant amendment that requires local governments to increase the number of law enforcement officers who perform nonadministrative public safety service in order to receive funds for law enforcement block grants.
Page 4637

The Conyers amendment that provides for payments to local governments for twelve programs of the Violent Crime Control and Law Enforcement Act of 1994.
Page 4632

Rejected:

The Watt amendment that sought to prohibit the use of block grants for the construction or improvement of highways, streets or roads (rejected by a recorded vote of 194 ayes to 230 noes, Roll No. 120);
Page 4617

The Mfume amendment that sought to authorize the Attorney General to make grants to State and local courts and governments for programs that involve continuing judicial supervision over offenders with substance abuse problems who are not violent offenders (rejected by a recorded vote of 160 ayes to 266 noes, Roll No. 121); and
Page 4624

H. Res. 79, the rule under which the bill is being considered, was agreed to earlier by a voice vote.
Page 4585

Committees To Sit: Agreed to the Armey motion that all Committees of the House and their subcommittees have permission to sit Tuesday, February 14 and the balance of the week during proceedings of the House under the five-minute rule (agreed to by a yea-and-nay vote of 220 yeas to 191 nays, Roll No. 123). Agreed to order the previous question by a yea-and-nay vote of 222 yeas to 190 nays, Roll No. 122.
Page 4637

Presidential Messages: Read the following messages from the President:

Middle Class Tax Relief: Message wherein he submits proposed legislation entitled "The Middle Class Bill of Rights Tax Relief Act of 1995"—referred to the Committee on Ways and Means and ordered printed (H. Doc. No. 104–34);
Page 4642

Working Wage Increase: Message wherein he submits proposed legislation entitled "The Working Wage Increase Act of 1995"—referred to the Committee on Economic and Educational Opportunities and ordered printed (H. Doc. No. 104–33); and

Page 4643

Economic Report: Message wherein he transmits the Economic Report of the President—referred to the Joint Economic Committee and ordered printed (H. Doc. No. 104–2).

Page 4643

Senate Messages: Messages received from the Senate today appear on page 4582.

Quorum Calls—Votes: One quorum call (Roll No. 119), three recorded votes and one yea-and-nay vote developed during the proceedings of the House and appear on pages 4619, 4629, 4641, 4642.

Adjournment: Met at 12:30 p.m. and adjourned at 11:51 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held a hearing on GAO: Surface Programs. Testimony was heard from Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, GAO.

REGULATORY TRANSITION ACT

Committee on Government Reform and Oversight: Ordered reported amended H.R. 450, Regulatory Transition Act of 1995.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the Department of Housing and Urban Development. Testimony was heard from Henry G. Cisneros, Secretary of Housing and Urban Development.

COMMON SENSE LEGAL REFORM ACT

Committee on the Judiciary: Held a hearing on Product Liability provisions contained in H.R. 10, Commons Sense Legal Reforms Act of 1995. Testimony was heard from public witnesses.

NATIONAL SECURITY REVITALIZATION ACT

Committee on Rules: By a recorded vote of 9 to 4, granted a modified open rule providing for two hours of general debate on H.R. 7, National Security Revitalization Act of 1995. The rule provides of a 10 hour limit on the amendment process. The rule makes in order the text of H.R. 872 as an original bill for amendment purposes, which is considered as read. The rule waives clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill) against the amendment in the nature of a substitute. Priority in recognition will be given to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Spence and Chairman Gilman and Representatives Roth, Dellums, and Hamilton.

FEDERAL ENERGY AND ENVIRONMENTAL RESEARCH AND DEVELOPMENT

Committee on Science: Subcommittee on Energy and Environment held a hearing on Federal Energy and Environmental Research and Development: Setting New Priorities for the Department of Energy, EPA, and NOAA. Testimony was heard from Victor S. Rezendes, Director, Energy and Science Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

NASA POSTURE

Committee on Science: Subcommittee on Space and Aeronautics held a NASA Posture hearing. Testimony was heard from Daniel S. Goldin, Administrator, NASA; Frank C. Weaver, Director, Commercial Space Transportation, Department of Transportation; and Keith Calhoun-Senghor, Director, Office of Air and Space Commercialization, Department of Commerce.

OVERSIGHT PLANS

Committee on Small Business: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

AMTRAK'S FISCAL CRISIS

Committee on Transportation and Infrastructure: Subcommittee on Railroads concluded hearings on AMTRAK's Fiscal Crisis. Testimony was heard from Thomas M. Downs, Chairman and President, National Railroad Passenger Corporation (AMTRAK); James H. Burnley, former Secretary of Transportation; and public witnesses.

WELFARE REFORM

Committee on Ways and Means: Subcommittee on Human Resources began markup of welfare reform legislation.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, February 14, 1995

Senate

Chamber Action

Routine Proceedings, pages 4670–4849

Measures Introduced: Twenty bills and two resolutions were introduced, as follows: S. 399–418, S. Res. 78, and S. Con. Res. 6.

Pages 4809, 4825

Measures Reported: Reports were made as follows:

S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, with amendments. (S. Rept. No. 104–8)

Page 4809

Measures Passed:

Haleyville, Alabama, Emergency 911 Day: Senate agreed to S. Res. 78, to request the President to issue a proclamation designating February 16, 1995, as "Haleyville, Alabama, Emergency 911 Day".

Page 4807

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto:

Pages 4743, 4757

Rejected:

(1) Reid Amendment No. 236, to protect the Social Security system by excluding the receipts and outlays of Social Security from balanced budget calculations. (By 57 yeas to 41 nays (Vote No. 65), Senate tabled the amendment.)

Page 4743

(2) Boxer Amendment No. 240, to provide Federal assistance to supplement State and local efforts to alleviate the damage, loss, hardship and suffering caused by disasters or emergencies by exempting spending that is designated emergency requirements by both the President and the Congress. (By 70 yeas to 28 nays (Vote No. 66), Senate tabled the amendment.)

Page 4757

(3) Hollings Amendment No. 241, proposing an amendment to the Constitution relative to contributions and expenditures intended to affect elections for Federal, State, and local office. (By 52 yeas to 45 nays (Vote No. 68), Senate tabled the amendment.)

Pages 4777, 4788

(4) Feingold motion to refer H.J. Res. 1 to the Committee on the Budget with instructions to report back forthwith. (By 66 yeas to 32 nays (Vote No. 67), Senate tabled the motion.)

Page 4778

A unanimous-consent agreement was reached providing for further consideration of the resolution and certain amendments and motions to be proposed thereto, on Wednesday, February 15, 1995.

Page 4799

A motion was entered to close further debate on the resolution and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, February 16, 1995.

Page 4752

Senate will resume consideration of the resolution on Wednesday, February 15, 1995.

Petitions: **Page 4808**

Statements on Introduced Bills: **Page 4809**

Additional Cosponsors: **Page 4824**

Amendments Submitted: **Page 4826**

Notices of Hearings: **Page 4827**

Authority for Committees: **Page 4827**

Additional Statements: **Page 4827**

Record Votes: Four record votes were taken today. (Total—68)

Pages 4752, 4777, 4788, 4800

Recess: Senate convened at 9:15 a.m., and recessed at 8:36 p.m., until 9:30 a.m., on Wednesday, February 15, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 4837.)

Committee Meetings

AGRICULTURE REFORM

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on proposed regulatory reforms to strengthen agriculture and agribusiness, receiving testimony from Senator Grams; Representative McIntosh; Lynn Goldman, Assistant Administrator, Office of Prevention, Pesticides, and Toxic Substances, Environmental Protection Agency; Bruce L. Gardner, University of Maryland, College Park; Keith W. Eckel, Pennsylvania Farm Bureau, Scranton, representing the American Farm Bureau Federation; Ross Hansen, National Association of Wheat Growers, Genoa, Colorado; Richard W. Kirchhoff, National Association of State Departments of Agriculture, and Juanita Duggan, National Food Processors Association, both of Washington, D.C.; Philip F. French, Countrymark Cooperative, Inc., Indianapolis, Indiana, representing the National Council of Farmer Cooperatives; Alec Poitevint, Southeastern Minerals Inc., Bainbridge, Georgia, representing the American Feed Industry Association; Kevin Dettler, Doland, South Dakota, representing the U.S. Custom Harvesters, Inc.; Terry L. Anderson, Political Economy Research Center, Bozeman, Montana; G. Waddy Garrett, Alliance Agronomics, Inc., Mechanicsville, Virginia, representing the Agricultural Retailers Association; Dale E. Aupperle, Decatur, Illinois, representing the American Society of Farm Managers and Rural Appraisers, Inc.; and Robert Carlson, North Dakota Farmers Union, Jamestown, representing the National Farmers Union.

Hearings were recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the military strategies and operational requirements of the unified commands, receiving testimony from Gen. George A. Joulwan, USA, Commander in Chief, United States European Command; Gen. J.H. Binford Peay III, USA, Commander in Chief, United States Central Command; and Gen. John J. Sheehan, USMC, Commander in Chief, United States Atlantic Command.

Hearings continue on Thursday, February 16.

BUSINESS MEETING

Committee on the Budget: Committee ordered reported, without recommendation, the following bills:

S. 14, to provide for the expedited consideration of certain proposed cancellations of budget items, with an amendment in the nature of a substitute; and

S. 4, to grant the power to the President to reduce budget authority, with amendments.

Also, committee failed to order reported proposed legislation to create a legislative item veto by requiring separate enrollment of items in appropriations bills and targeted tax benefits in revenue bills.

AUTHORIZATION—WATER RESOURCES

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings on proposed legislation authorizing funds for programs of the Water Resources Development Act and to examine the President's budget request for fiscal year 1996 for the United States Army Corps of Engineers, after receiving testimony from John H. Zirschky, Acting Assistant Secretary of the Army (Civil Works); Maj. Gen. Stanley Genega, Director of Civil Works, United States Army; Brig. Gen. Gerald E. Galloway, Jr., USA, United States Military Academy, West Point, New York; Larry King, Acting Director, District of Columbia Department of Public Works; Mayor Jeffrey Tarbert, and Robert R. Perry, Falls Church City Council, both of Falls Church, Virginia; Mary Margaret Whipple, Arlington County Board of Supervisors, Arlington, Virginia; Doug Plasencia, Association of State Floodplain Managers Inc., Richmond, Virginia; and Christopher J. Brescia, Midwest Area River Coalition 2000, St. Louis, Missouri.

STATE DEPARTMENT BUDGET/FOREIGN POLICY

Committee on Foreign Relations: Committee concluded hearings on the President's proposed budget request for fiscal year 1996 for the Department of State, and to review foreign policy issues, after receiving testimony from Warren M. Christopher, Secretary of State.

CRIME CONTROL REFORM

Committee on the Judiciary: Committee concluded hearings on S. 3 and S. 38, measures to revise certain provisions of the Violent Crime Control and Law Enforcement Act (P.L. 103–322), focusing on the role of Federal law enforcement in addressing the nation's drug and violent crime problems, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, and Thomas A. Constantine, Administrator, Drug Enforcement Administration, both of the Department of Justice; James Q. Wilson, University of California, Los Angeles; John J. DiIulio, Jr., Princeton University, Princeton, New Jersey; Patrick F. Fagan, Heritage Foundation, Stephen Moore, Cato Institute, and Donald L. Cahill, Fraternal Order of Police, all of Washington, D.C.; and Thomas C. Frazier, Baltimore Police Department, Baltimore, Maryland.

INDIAN PROGRAMS

Committee on Indian Affairs: Committee held hearings to examine the President's proposed budget request for fiscal year 1996 for Indian programs, receiving testimony from Henry G. Cisneros, Secretary of Housing and Urban Development; Ada Deer, Assistant Secretary of the Interior for Indian Affairs; and Michael H. Trujillo, Director, Indian Health Service, Department of Health and Human Services.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 925–944; and 5 resolutions, H. Con. Res. 27–29, and H. Res. 84–85 were introduced.

Page 4731

Reports Filed: The following reports were filed as follows:

H.R. 256, to withdraw and reserve certain public lands and minerals within the State of Colorado for military uses (H. Rept. 104–28, Part II); and

H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, amended (H. Rept. 104–32).

Page 4731

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Dickey to act as Speaker pro tempore for today.

Page 4670

Recess: House recessed at 10:27 a.m. and reconvened at 11:00 a.m.

Page 4677

Local Government Law Enforcement Block Grants: By a recorded vote of 238 ayes to 192 noes, Roll No.

129, the House passed H.R. 728, to control crime by providing law enforcement block grants.

Page 4680

Agreed to the committee amendment in the nature of a substitute (agreed by a recorded vote of 237 ayes to 193 noes, Roll No. 127).

Page 4718

Rejected the Conyers motion to recommit the bill to the Committee on Judiciary with instructions to report it back forthwith containing amendments that set aside $100 million for Urban Recreation grants, BATF Gang Prevention program and Community Youth Academies (residential educational programs for at-risk youth); and sets aside $450 million each fiscal year to provide for drug enforcement, crime prevention, and legal assistance grants under the Byrne Program (rejected by a recorded vote of 184 ayes to 247 noes, Roll No. 128).

Page 4721

Agreed To:

The McCollum technical amendment; and

Page 4680

The McCollum en bloc amendment that permits local law enforcement block grant funding to be used by state police units to provide protection in rural areas that do not have their own local police force; establishes cooperative task forces between adjoining units of local government working cooperatively to prevent and combat criminal activity, particularly drug and gang-related involvement; establishes a multijurisdictional task force in rural areas where local and Federal law enforcement officials work to prevent and control crime; provides for a systematic evaluation on the impact of school security and crime prevention measures and report annually to the Bureau of Justice; provides for the investigation into possible inaccuracies of data relating to part 1 violent crimes; and provides that any funds remaining after 5 years be applied to the Federal deficit.

Page 4716

Rejected:

The Schumer amendment that sought to transfer $7.5 billion from the block grant program to provide for the "cops on the beat" community policing program; and transfers the remaining $2.5 billion to local crime prevention programs (rejected by a recorded vote of 196 ayes to 235 noes, Roll No. 124);

Page 4681

The Schroeder amendment that sought to authorize the use of block grant funding to protect abortion clinics (rejected by a recorded vote of 164 ayes to 266 noes, Roll No. 125); and

Page 4703

The Hoke amendment that sought to add language regarding the enhancement of security measures to include any facilities or surroundings where a threat to law and order exists (rejected by a recorded vote of 206 ayes to 225 noes, Roll No. 126). Earlier, a point of order was sustained against the Volkmer substitute amendment that sought to prohibit funding for any police or security for abortion clinics.

Page 4712

The Clerk was authorized to correct section numbers, cross-references, and punctuation, and to make such stylistic, clerical, technical, conforming, and other changes as may be necessary in the engrossment of the bill.

Page 4724

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 4733.

Quorum Calls—Votes: Six recorded votes developed during the proceedings of the House today and appear on pages 4702, 4712, 4716, 4718, 4722, 4723. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 7:04 p.m.

Committee Meetings

OVERSIGHT PLANS

Committee on Agriculture: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

REFORMING PRESENT WELFARE SYSTEM

Committee on Agriculture: Subcommittee on Department Operations, Nutrition and Foreign Agriculture continued hearings on reforming the present welfare system. Testimony was heard from Representatives Hall of Ohio and Wyden; and public witnesses.

BUDGET REVIEW

Committee on Appropriations: Held a hearing on Fiscal Year 1996 Budget Overview. Testimony was heard from Robert E. Rubin, Secretary of the Treasury; Alice M. Rivlin, Director, OMB; and Laura D'Andrea Tyson, Chair, Counsel of Economic Advisors.

OVERSIGHT PLANS; CBO APPOINTMENT

Committee on the Budget: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

The Committee also approved a recommendation to the Speaker that June E. O'Neill be appointed Director of the CBO.

COMMON SENSE LEGAL REFORM ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended Title II, Reform of Private Securities Ligation, of H.R. 10, Common Sense Legal Reform Act.

HEALTH CARE

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on Health Care. Testimony was heard from Representative Williams; former Representative John N. Erlenborn of Illinois; and public witnesses.

OVERSIGHT PLANS

Committee on International Relations: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

OVERSIGHT PLANS

Committee on National Security: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

The Committee also approved other pending Committee business.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on the Office of Surface Mining and Minerals Management Service Fiscal Year 1996 budget request. Testimony was heard from the following officials of the Department of the Interior: Robert J. Uram, Director, Office of Surface Mining Reclamation and Enforcement; Cynthia Quarterman, Acting Director, Minerals Management Service; and W. Hord Tipton, Assistant Director, Resource Use and Protection, Bureau of Land Management.

OVERSIGHT PLANS; BUDGET VIEWS AND ESTIMATES; COMMITTEE BUSINESS

Committee on Rules: Approved the following: Oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight; Budget recommendations for the report to the Committee on the Budget; and other pending Committee business.

DEPARTMENT OF ENERGY R&D PROGRAMS: AUTHORIZATION

Committee on Science: Subcommittee on Energy and Environment held a hearing on Department of Energy Research and Development Programs: Fiscal Year 1996 Authorization. Testimony was heard from the following officials of the Department of Energy: Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy; Patricia Fry Godley, Assistant Secretary, Fossil Energy; Tara J. O'Toole, Assistant Secretary, Environment, Safety and Health; RAdm. Richard Guimond, USN, Principal Deputy Assistant Secretary, Environmental Management; and Ray A. Hunter, Acting Deputy Director, Office of Nuclear Energy; and public witnesses.

Hearings continue tomorrow.

GAO REPORT—CHOLESTEROL MEASUREMENT

Committee on Science: Subcommittee on Technology held a hearing on the GAO Report on Cholesterol Measurement Testing Standards and Accuracy. Testimony was heard from Kwai-Cheung Chan, Director, Program Evaluation in Physical Systems Areas, GAO; and Claude Lenfant, M.D., Director, National Heart, Lung, and Blood Institute, NIH, Department of Health and Human Services.

RESTRUCTURING AIR TRAFFIC CONTROL

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Restructuring Air Traffic Control as a Private or Government Corporation. Testimony was heard from the following officials of the Department of Transportation: Federico Peña, Secretary; and David Hinson, Administrator, FAA; and public witnesses.

Hearings continue tomorrow.

COAST GUARD BUDGET AUTHORIZATION

Committee on Transportation and Infrastructure; Subcommittee on Coast Guard and Maritime Transportation held a hearing on the Coast Guard Budget Authorization for Fiscal Year 1996. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. Robert Kramek, Commandant; Eric A. Trent, Master Chief Petty Officer; and Peter W. Melera, National Commodore, U.S. Coast Guard Auxiliary.

Hearings continue tomorrow.

OVERSIGHT PLANS

Committee on Veterans' Affairs: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

WELFARE REFORM

Committee on Ways and Means: Subcommittee on Human Resources continued markup of welfare reform legislation.

Will continue tomorrow.

OVERSIGHT PLANS

Permanent Select Committee on Intelligence: Approved oversight plans for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, February 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 4850–5055

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 419–426 and S. Con. Res. 7.

Page 4932

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto:

Pages 4852, 4911

Rejected:

(1) Bingaman Amendment No. 248, to prohibit either House of Congress from requiring more than a majority of a quorum to approve either revenue increases or spending cuts. (By 59 yeas to 40 nays (Vote No. 69), Senate tabled the amendment.)

Page 4852

(2) Wellstone motion to refer H.J. Res. 1 to the Committee on the Budget with instructions. (By 59 yeas to 40 nays (Vote No. 70), Senate tabled the motion.)

Page 4858

(3) Johnston Modified Amendment No. 272, to provide that no court shall have the power to order relief pursuant to any case or controversy arising under the balanced budget amendment, except as provided in implementing legislation. (By 52 yeas to 47 nays (Vote No. 71), Senate tabled the amendment.)

Page 4867

(4) Biden Amendment No. 278, to provide for a capital budget. (By 59 yeas to 38 nays (Vote No. 72), Senate tabled the amendment.)

Pages 4911, 4924

(5) Feingold motion to refer H.J. Res. 1 to the Committee on the Judiciary with instructions. (By 61 yeas to 33 nays (Vote No. 73), Senate tabled the amendment.)

Page 4924

A second motion was entered to close further debate on the resolution and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Wednesday, February 22, 1995.

Page 4929

A third motion was entered to close further debate on the resolution and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Wednesday, February 22, 1995.

Page 4929

Senate will resume consideration of the resolution on Thursday, February 16, 1995, with a cloture vote to occur thereon.

Statements on Introduced Bills:	**Page 4933**
Additional Cosponsors:	**Page 4939**
Amendments Submitted:	**Page 4939**
Authority for Committees:	**Page 4943**
Additional Statements:	**Page 4943**

Record Votes: Five record votes were taken today. (Total—73)

Pages 4858, 4866, 4906, 4924, 4929

Recess: Senate convened at 9:30 a.m., and recessed at 9:13 p.m., until 9:30 a.m., on Thursday, February 16, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 4945.)

Committee Meetings

PACIFIC MILITARY COMMAND

Committee on Appropriations: Subcommittee on Defense held hearings to examine U.S. military activities in the Asia-Pacific region, receiving testimony from Adm. Richard C. Macke, USN, Commander-in-Chief, United States Pacific Command.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Alton W. Cornelia, of South Dakota, Rebecca G. Cox, of California, Gen. James B. Davis, USAF (Ret.), of Florida, S. Lee Kling, of Maryland, Benjamin F. Montoya, of New Mexico, and Wendi Louise Steele, of Texas, each to be a Member of the Defense Base Closure and Realignment Commission, after the nominees testified and answered questions in their own behalf. Mr. Cornelia was introduced by Senators Daschle and Pressler, Ms. Cox was introduced by Stevens and Feinstein, Gen. Davis was introduced by Senator Graham, Mr. Kling was introduced by Senator Bond and Representative Gephardt, and Ms. Steele was introduced by Senators Nickles and Inouye.

INTERNATIONAL AFFAIRS BUDGET

Committee on the Budget: Committee held hearings to examine the President's proposed budget request for fiscal year 1996 for international affairs, after receiving testimony from Warren Christopher, Secretary of State.

Committee will meet again tomorrow.

FOREST SERVICE BUDGET

Committee on Energy and Natural Resources: Committee concluded hearings to examine the President's proposed budget request for fiscal year 1996 for the Forest Service, after receiving testimony from Jack Ward Thomas, Chief, Forest Service, Department of Agriculture.

EPA BUDGET

Committee on Environment and Public Works: Committee concluded hearings to examine the President's proposed budget estimates for fiscal year 1996 for the Environmental Protection Agency, after receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency.

CAPITAL GAINS TAXATION

Committee on Finance: Committee held hearings to examine the tax treatment of capital gains and losses, focusing on the economic and tax implications of a capital gains tax cut, receiving testimony from Jane G. Gravelle, Senior Specialist in Economic Policy, Congressional Research Service, Library of Congress; Henry J. Aaron, Brookings Institution, Mark A. Bloomfield, American Council for Capital Formation, and Ronald A. Pearlman, Covington & Burling, all of Washington, D.C.; and Jude Wanniski, Polyconomics, Inc., Morristown, New Jersey.

Hearings continue tomorrow.

REGULATORY REFORM

Committee on Governmental Affairs: Committee resumed hearings on proposed legislation to reform the Federal regulatory process, to make government more efficient and effective, receiving testimony from Robert W. Crandall, Brookings Institution, Jerry J. Jasinowski, National Association of Manufacturers, on behalf of the Alliance for Reasonable Regulation, Linda E. Greer, Natural Resources Defense Council, and E. Donald Elliott, Fried, Frank, Harris, Shriver & Jacobson, all of Washington, D.C.; Washington, D.C.; W. Kip Viscusi, Duke University, Durham, North Carolina; and John D. Graham, Harvard University School of Public Health, Cambridge, Massachusetts.

Hearings continue on Wednesday, March 1.

MAJOR LEAGUE BASEBALL ANTITRUST EXEMPTION

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition concluded hearings to examine the court imposed major league baseball antitrust exemption, including related measures S. 415, to provide for a limited repeal of professional baseball's antitrust immunity, and S. 416, to repeal the antitrust exemption which shields major league baseball from the antitrust laws that apply to all other sports, after receiving testimony from Senators Hatch, Moynihan, Kassebaum, and Graham; Allan H. Selig, Milwaukee Brewers Baseball Club, Milwaukee, Wisconsin, on behalf of the Major League Baseball Executive Council; Kevin J. Arquit, Rogers & Wells, and Donald M. Fehr, both of New York, New York, David Cone, Kansas City Royals, Kansas City, Missouri, and Eddie Murray, Los Angeles Dodgers, Los Angeles, California, all on behalf of the Major League Baseball Players Association; John L. Harrington, Boston Red Sox, Boston, Massachusetts, on behalf of the Major League Negotiating Committee; and James F. Rill, Collier, Shannon, Rill & Scott, Washington, D.C.

DAVIS-BACON REPEAL ACT

Committee on Labor and Human Resources: Committee concluded hearings on S. 141, to repeal the Davis-Bacon Act (an Act which requires that the locally prevailing wage rate be paid to various classes of laborers and mechanics working under federally-financed or federally-assisted contracts for construction, alteration, and repair of public buildings or public works), after receiving testimony from Senator Chafee; Bernard Anderson, Assistant Secretary of Labor for Employment Standards Administration; Mayor Clarke Becker, Woodland Park, Colorado, on behalf of the National League of Cities; Boyd W. Boehlje, Pella, Iowa, on behalf of the National School Boards Association; Gary Hess, Hess Mechanical Corporation, Upper Marlboro, Maryland; Mill Butler, Handon Diving Inc., Maurice Baskin, Venable, Baetjer, Howard & Civiletti, on behalf of the Coalition to Repeal the Davis-Bacon Act, and Robert A. Georgine, Building and Construction Trades Department (AFL–CIO), all of Washington, D.C.; and Armand J. Thieblot, Baltimore, Maryland.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 945–970; and 1 resolution, H. Res. 86 were introduced.

Page 5034

Reports Filed: The following reports were filed as follows:

H.R. 9, to create jobs, enhance wages, strengthen property rights, maintain certain economic liberties, decentralize and reduce the power of the Federal Government with respect to the States, localities, and citizens of the United States, and to increase the accountability of Federal officials, amended (H. Rept. 104–33, Parts I and II);

H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas, amended (H. Rept. 104–34);

H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa (H. Rept. 104–35);

H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility, amended (H. Rept. 104–36); and

H.R. 830, to amend chapter 35 of title 44, United States Code, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, amended (H. Rept. 104–37).

Page 5034

North Atlantic Assembly: The Speaker appointed the following Members to the United States Group of the North Atlantic Assembly on the part of the House: Mr. Bereuter, Chairman, Mr. Solomon, Vice Chairman, Mr. Regula, Mr. Bateman, Mr. Bliley, Mr. Boehlert, Mrs. Meyers of Kansas, and Mrs. Roukema.

Page 4946

Motions To Adjourn: By a yea-and-nay vote of 150 yeas to 261 nays, Roll No. 130, the House rejected the Wise motion to adjourn; and

By a yea-and-nay vote of 134 yeas to 291 nays, Roll No. 134, rejected the Volkmer motion to adjourn.

Pages 4951, 4962

National Security Revitalization: House completed all general debate and began consideration of amendments to H.R. 7, to revitalize the national security of the United States; but came to no resolution thereon. Consideration of amendments will resume on Thursday, February 16.

Page 4963

Agreed To:

The Spence amendment that expresses the sense of the Congress that negotiations bearing upon missile defenses and/or the viability of the ABM Treaty should be suspended until the 104th Congress has had a chance to review this issue (agreed to by a recorded vote of 320 ayes and to 110 noes, Roll No. 135);

Page 4993

The Spratt amendment that sought to establish as U.S. policy an order to priority for missile defense programs by first, ensuring operational readiness of the Armed Forces and accomplishing programmed modernization of weapons systems, second, under such modernization, funding the completion of development and deployment at the earliest date of more effective theater missile defense (TMD) systems; and, third, developing as soon as funding is available, a ground-based interceptor system capable of destroying ballistic missiles launched against the United States (agreed to by a recorded vote of 218 ayes to 212 noes, Roll No. 136);

Page 5000

The Bereuter en bloc amendment that adds language requiring the Secretary of State to report to Congress on the level of compensation paid by the United Nations during 1994 to nations providing peacekeeping forces; provides for the inclusion in that report of a plan for actions the United States can take to encourage the U.N. to reform existing reimbursement systems; and strikes language which prohibits the use of defense funds to pay the incremental costs of UN peacekeeping activities unless authorized; and

Page 5009

The Skelton amendment, as amended by the Spence substitute amendment (agreed to by a recorded vote of 221 ayes to 204 noes, Roll No. 138), that provides that of the amount of funds appropriated for the Department of Defense for fiscal year 1996 for national missile defense systems in fiscal year 1996, funds obligated for missile defense programs may exceed the amount made available for national missile programs for fiscal year 1995. Earlier, a point of order against the Spence amendment was overruled.

Page 5025

Rejected:

The Edwards amendment to the Spratt amendment, as modified, that sought to prohibit space-based interceptors from being deployed as any part of a National Missile Defense System (rejected by a recorded vote of 206 ayes to 223 noes, Roll No. 137);

Page 5010

The Montgomery substitute to the Skelton amendment, as amended by the Dellums amendment, that sought to provide that of the total amount of funds appropriated or otherwise made available for the Department of Defense for fiscal year 1996, the amount obligated for national missile defense programs may not exceed the amount made available for national missile defense programs for fiscal year 1995 until the Secretary of Defense certifies to the Congress that the Armed Forces are properly sized, equipped, housed, and structured and are ready to carry out assigned missions as required by the national military strategy (rejected by a recorded vote of 203 ayes to 225 noes, Roll No. 139).

Page 5027

H. Res. 83, the rule under which the bill was considered was agreed to earlier by a yea-and-nay vote of 227 yeas to 197 nays, Roll No. 133. Earlier, agreed to order the previous question on the resolution by a yea-and-nay vote of 229 yeas to 199 nays, Roll No. 132.

Page 4952

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 5036.

Quorum Calls—Votes: One quorum call (Roll No. 131), four yea-and-nay votes, and five recorded votes developed during the proceedings of the House today and appear on pages 4951, 4959, 4961, 4962, 4999, 5009, 5024, 5029, 5031.

Adjournment: Met at 11 a.m. and adjourned at 11:18 p.m.

Committee Meetings

PRIVATE PROPERTY RIGHTS AND RELATED LEGISLATION

Committee on Agriculture: Subcommittee on Resource Conservation, Research and Forestry held a hearing to consider private property rights and related legislation. Testimony was heard from Senator Brown; Representatives Smith of Texas and Tauzin; Jim Lyons, Under Secretary, Natural Resources and Environment, USDA; Joe Sax, Deputy Assistant Secretary, Policy, Management and Budget, Department of the Interior; Lance Wood, Assistant Chief Counsel, Environmental Law and Regulatory Programs, U.S. Army Corps of Engineers, Department of Defense; Gary Guzy, Deputy General Counsel, EPA; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the Secretary of the

Interior. Testimony was heard from Bruce Babbitt, Secretary of the Interior.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the House of Representatives, Joint Economic Committee and on the Capitol Police Board. Testimony was heard from Senator Mack, Representative Saxton; from the following officers of the House: Scot M. Faulkner, Chief Administrative Officer; Robin H. Carle, Clerk; and Wilson S. Livingood, Sergeant at Arms; the following officials of the House of Representatives: John W. Lainhart IV, Inspector General; and Edward F. Willett, Jr., Law Revision Counsel; and John F. Eisold, Attending Physician; and Howard O. Greene, Jr., Sergeant at Arms, U.S. Senate.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction met in executive session to hold a hearing on Pacific Construction Program. Testimony was heard from VAdm. Richard L. Macke, USN, Commander in Chief, U.S. Pacific Command, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Commander-in-Chief, U.S. Central Command. Testimony was heard from Gen. Binford J.H. Peay, III, USA, Commander in Chief, U.S. Central Command, Department of Defense.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Department of Transportation, and Related Agencies held a hearing on the Federal Highway Administration. Testimony was heard from Rodney E. Slater, Administrator, Federal Highway Administration, Department of Transportation.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Bureau of Alcohol, Tobacco and Firearms, Financial Crime Enforcement Network, Department Offices, Inspector General and on Financial Management Service. Testimony was heard from the following officials of the Department of the Treasury: John W. Magaw, Director, Bureau of Tobacco and Firearms; Stanley E. Morris, Director, Financial Crimes Enforcement Network; George Munoz, Assistant Secretary, Departmental Offices; Valerie Lau, Inspector General; and Russell D. Morris, Commissioner, Financial Management Service.

OVERSIGHT

Committee on Commerce: Subcommittee on Health and the Environment held an oversight hearing on Medicare Select and Medicare Managed Care Issues. Testimony was heard from Representatives Johnson of Connecticut and Pomeroy; Bruce Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Projections held a hearing on the Davis-Bacon Act and on the Service Contract Act. Testimony was heard from public witnesses.

COUNTRY REPORTS ON HUMAN RIGHTS PRACTICES

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Country Reports on Human Rights Practices. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 531, amended, to designate the Great Western Scenic Trail as a study trail under the National Trails System Act; H.R. 694, amended, Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995; H.R. 529, amended, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming; H.R. 536, amended, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water Gap National Recreation Area; H.R. 562, amended, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona; H.R. 517, Chacoan Outliers Protection Act of 1995; and H.R. 606, to amend the Dayton Aviation Heritage Preservation Act of 1992.

RESCINDING CERTAIN BUDGET AUTHORITY

Committee on Rules: Heard testimony from Chairman Livingston and Representatives Murtha, Young of Florida, Obey, Brown of California and Harman, but no action was taken on H.R. 845, rescinding certain budget authority.

DEPARTMENT OF DEFENSE—EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Heard testimony from Chairman Livingston and Representatives Murtha, Young of Florida, Obey, Brown of California and Harman, but no action was taken on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

DEPARTMENT OF ENERGY R&D PROGRAMS: AUTHORIZATION

Committee on Science: Subcommittee on Energy and Environment continued hearings on Department of Energy Research and Development Programs: Fiscal Year 1996

Authorization. Testimony was heard from Martha A. Krebs, Director, Office of Energy Research, Department of Energy; Robin Roy, Project Director, OTA; John Peoples, Jr., Director, Fermi National Accelerator Laboratory; Nicholas P. Samios, Director, Brookhaven National Laboratory; Alvin W. Trivelpiece, Director, Oak Ridge National Laboratory; Alan Schriesheim, Director, Argonne National Laboratory; Charles V. Shank, Director, Lawrence Berkeley Laboratory; and David E. Baldwin, Associate Director, Energy, Lawrence Livermore National Laboratory.

JUDICIAL REVIEW—FEDERAL AGENCY COMPLIANCE

Committee on Small Business: Ordered reported amended H.R. 937, to amend title 5, United States Code, to clarify procedures for judicial review of Federal agency compliance with regulatory flexibility analysis requirements.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

RESTRUCTURING AIR TRAFFIC CONTROL

Committee on Transportation and Infrastructure: Subcommittee on Aviation continued hearings on Restructuring Air Traffic Control as a Private or Government Corporation. Testimony was heard from public witnesses.

Hearings continue February 23.

COAST GUARD BUDGET AUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation continued hearings on the Coast Guard Budget Authorization for Fiscal Year 1996. Testimony was heard from public witnesses.

WELFARE REFORM

Committee on Ways and Means: Subcommittee on Human Resources approved for full Committee action a welfare reform measure.

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Thursday, February 16, 1995

Senate

Senate

Chamber Action

Routine Proceedings, pages 5056–5271

Measures Introduced: Thirty bills and one resolution were introduced, as follows: S. 427–456, and S. Con. Res. 8.

Page 5167

Measures Passed:

Congressional Recess: Senate agreed to H. Con. Res. 30, providing for an adjournment of the House of Representatives from Thursday, February 16, 1995, until Tuesday, February 21, 1995, and for a recess/adjournment of the Senate from Thursday, February 16, 1995, until Wednesday, February 22, 1995.

Page 5148

Indian Education: Committee on Indian Affairs was discharged from further consideration of S. 377, to amend a provision of part A of title IX of the Elementary and Secondary Education Act of 1965, relating to Indian education, to provide a technical amendment, and the bill was then passed.

Page 5164

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Pages 5120, 5164

A unanimous-consent agreement was reached providing for the consideration of certain amendments and motions to be proposed to the resolution, and for final disposition of the resolution.

Page 5148

During consideration of this measure today, Senate took the following action:

By 57 yeas to 42 nays (Vote No. 74), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the resolution.

Page 5121

By unanimous consent, certain cloture motions pending to the resolution were vitiated.

Page 5164

Senate will resume consideration of the resolution on Wednesday, February 22, 1995.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report relative to chemical and biological weapons; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–19).

Page 5165

Transmitting a report relative to nuclear, chemical and biological weapons; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–20).

Page 5166

Nominations Received: Senate received the following nominations: Routine lists in the Air Force, Army, Coast Guard, Marine Corps.

Page 5252

Messages From the President: **Page 5165**

Messages From the House: **Page 5166**

Executive Reports of Committees: **Page 5166**

Statements on Introduced Bills: **Page 5168**

Additional Cosponsors: Page 5236

Amendments Submitted: Page 5237

Notices of Hearings: Page 5238

Authority for Committees: Page 5238

Additional Statements: Page 5239

Record Votes: One record vote was taken today. (Total—74) Page 5121

Adjournment: Senate convened at 9:30 a.m. and, in accordance with H. Con. Res. 30, adjourned at 8:07 p.m., until 10:30 a.m., on Wednesday, February 22, 1995.

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on political and economic reform in the New Independent States of the former Soviet Union, receiving testimony from Zbigniew Brzezinski, Center for Strategic and International Studies, Washington, D.C.

Subcommittee will meet again on Wednesday, February 22.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings in open and closed sessions on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the military strategies and operational requirements of the unified commands, receiving testimony from Adm. Richard C. Macke, USN, Commander-in-Chief, United States Pacific Command; Gen. Gary E. Luck, USA, Commander, United States Forces, Korea; and Gen. Barry H. McCaffrey, USA, Commander-in-Chief, United States Southern Command.

Hearings continue on Thursday, February 23.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 2,336 nominations in the Army, Navy, and Air Force.

AGRICULTURE BUDGET

Committee on the Budget: Committee held hearings to examine the President's proposed budget request for fiscal year 1996 for the Department of Agriculture, focusing on farm income support programs and export subsidies, receiving testimony from Senators Lugar and Conrad; and Richard E. Rominger, Acting Secretary of Agriculture.

Committee will meet again on Wednesday, February 22.

INTERIOR BUDGET

Committee on Energy and Natural Resources: Committee concluded hearings to examine the President's proposed budget request for fiscal year 1996 for the Department of the Interior, after receiving testimony from Bruce Babbitt, Secretary of the Interior.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Dan M. Berkovitz, of the District of Columbia, and Shirley Ann Jackson, of New Jersey, each to be a Member of the Nuclear Regulatory Commission, after the nominees testified and answered questions in their own behalf. Mr. Berkovitz was introduced by Senator Graham, and Ms. Jackson was introduced by Senators Lautenberg and Bradley.

NOMINATIONS

Committee on Finance: Committee concluded hearings on the nominations of Shirley S. Chater, of Texas, to be Commissioner, Social Security Administration, and Maurice B. Foley, of California, and Juan F. Vasquez, of Texas, each to be a Judge of the United States Tax Court, after the nominees testified and answered questions in their own behalf. Ms. Chater was introduced by Senator Hutchison and Representative Jacobs, and Mr. Vasquez was introduced by Senator Hutchison and Representative Tejeda.

CAPITAL GAINS TAXATION

Committee on Finance: Committee continued hearings to examine the tax treatment of capital gains and losses, focusing on indexing assets to eliminate tax on gains caused by inflation, receiving testimony from Edwin S. Cohen, University of Virginia School of Law, Charlottesville; Christopher H. Dent, Price Waterhouse, and Michael L. Schler, on behalf of the New York State Bar Association, both of New York, New York; Alan Reynolds, Hudson Institute, Washington, D.C.; Shirley S. Chater, Houston, Texas; Maurice B. Foley, Berkeley, California; and Juan F. Vasquez, San Antonio, Texas.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Johnnie Carson, of Illinois, to be Ambassador to the Republic of Zimbabwe, and Bismarck Myrick, of Virginia, to be Ambassador to the Kingdom of Lesotho, after the nominees testified and answered questions in their own behalf. Mr. Carson was introduced by Senator Simon, and Mr. Myrick was introduced by Senator Robb.

U.S.-AFRICA TRADE AND INVESTMENT

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to examine United States and

African trade and investment activities, after receiving testimony from George E. Moose, Assistant Secretary of State for African Affairs; John Walker, Deputy Assistant Secretary of Commerce for International Economic Policy, Africa, and the Near East; Ruth R. Harkin, President and Chief Executive Officer, Overseas Private Investment Corporation; J. Joseph GrandMaison, Director, Trade and Development Agency; Martin A. Kamarck, First Vice President and Vice Chairman, Export-Import Bank of the United States; Frank Kennedy, Equator Bank, Hartford, Connecticut; and Joseph Parker, General Motors Overseas Distribution Corp., Washington, D.C.

CHILD CARE AND DEVELOPMENT BLOCK GRANT

Committee on Labor and Human Resources: Subcommittee on Children and Families concluded hearings to examine the effectiveness of the Federal child care and development block grant program, after receiving testimony from Mary Jo Bane, Assistant Secretary of Health and Human Services for Children and Families; Mayor Cardell Cooper, East Orange, New Jersey, on behalf of the United States Conference of Mayors; Judi Schlicting, South Shore Day Care Services, East Weymouth, Massachusetts; Mary Moran, Seeds of Love Daycare Home, Indianapolis, Indiana; Douglas J. Besharov, American Enterprise Institute for Public Policy Research, and William J. Tobin, Child Care Institute of America, and Early Childhood Development Center Coalition, both of Washington, D.C.; and Susan Muenchow, Florida Children's Forum, Tallahassee.

FUTURE OF SBA

Committee on Small Business: Committee resumed hearings to examine the programs administered by the Small Business Administration and its future role, receiving testimony from Bob Giaimo, Silver Diner Development, Inc., Rockville, Maryland; James B. Graham, FaxLand Corporation, Falls Church, Virginia; Giovanni Coratolo, Port of Italy, Inc., Springfield, Virginia; Robert Varney, RobSan Corporation, Reston, Virginia; Gary F. Petty, National Moving and Storage Association, Fairfax, Virginia, on behalf of the Small Business Legislative Council; Lew Shattuck, Barre Granite Association, Barre, Vermont, on behalf of the National Small Business United; and Virginia Littlejohn, STAR Group and Global Strategies, Chevy Chase, Maryland.

Hearings were recessed subject to call.

INDIAN PROGRAMS BUDGET

Committee on Indian Affairs: Committee concluded hearings to examine the President's proposed budget request for fiscal year 1996 for Indian programs, after receiving testimony from Terry Williams, Director, Indian Affairs Office, Environmental Protection Agency; Gary Niles Kimble, Commissioner, Dominic Mastrapasqua, Deputy Commissioner, Vilma Guinn, Special Assistant to the Commissioner, and Sharon McCully, Acting Director East and West Division, all of the Administration for Native Americans, Department of Health and Human Services; Gaiashkibos, Lac Courte Oreilles Tribe, Wisconsin, on behalf of the National Congress of American Indians; Julia Davis, National Indian Health Board, and A. David Lester, Council of Energy Resource Tribes, both of Denver, Colorado; Jacqueline L. Johnson, Tlingit-Haida Indian Housing Authority, Juneau, Alaska, on behalf of the National American Indian Housing Council; Lorraine P. Edmo, National Indian Education Association, Alexandria, Virginia; and Jerry Pardilla, National Tribal Environmental Council, Albuquerque, New Mexico.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 971–992; and 5 resolutions, H. Con. Res. 30–31, and H. Res. 87, 89–90 were introduced.

Page 5111

Reports Filed: The following reports were filed as follows:

H. Res. 88, providing for the consideration of H.R. 831, permanently extending the health insurance deduction for the self-employed, amended (H. Rept. 104–38); and

H.R. 450, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, amended (H. Rept. 104–39).

Page 5111

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative LaHood to act as Speaker pro tempore for today.

Page 5056

National Security Revitalization: By a recorded vote of 241 ayes to 181 noes, Roll No. 145, the House passed H.R. 7, to revitalize the national security of the United States.

Page 5056

Agreed to the committee amendment in the nature of a substitute.

Page 5091

Rejected the Skelton motion to recommit the bill to the Committee on National Security with instructions to report the bill back forthwith containing an amendment striking the provisions relating to ballistic missile defense as a component of military readiness and maintaining the 1996 national missile defense program appropriation at the 1995 level until the Secretary of Defense certifies to the Congress that the Armed Forces stand in readiness to carry out assigned missions as required (rejected by a yea-and-nay vote of 197 yeas to 225 nays, Roll No. 144).

Page 5092

Agreed To:

The McHale amendment that provides for sufficient forces to meet national security strategy initiatives during peace time; to promote stability; deter aggression; and ensure timely crisis response;

Page 5056

The Hefley amendment that requires that funds made available for the establishment of the new National Security Commission be made available by the Office of the Secretary of Defense (agreed to by a recorded vote of 211 ayes to 180 noes, Roll No. 140);

Page 5057

The Traficant amendment that lowers the United States share of the cost of United Nations peacekeeping operations from 25 percent to 20 percent; and provides that the 25 percent figure could be reached as long as the President submits a report 15 days before any troops could be sent;

Page 5074

The Durbin amendment that makes it clear that other European countries emerging from communist domination, other than those designated, should receive assistance and be welcomed into NATO when they meet appropriate standards;

Page 5075

The Bateman amendment that makes eligibility for United States assistance toward eventual NATO membership subject to Presidential discretion for the nations of the former Soviet Union and Yugoslavia;

Page 5076

The Skelton amendment that requires a report on the added costs to the United States and other NATO countries stemming from the expansion of NATO; and

Page 5083

The Engel amendment, as modified, that creates an exemption from the prohibition of United States troops being placed under foreign command for active duty military officers from NATO countries.

Page 5083

Rejected:

The Harman amendment that sought to abolish the Advisory Commission on Revitalization of National Security (rejected by a recorded vote of 207 ayes to 211 noes, Roll No. 141);

Page 5059

The Leach amendment that sought to reaffirm Congress' power to declare war and the President's authority as commander-in-chief; and to strike the requirement of the President to submit a memorandum on the constitutionality of placing United States troops under foreign command (rejected by a recorded vote of 158 ayes to 267 noes, Roll No. 142);

Page 5062

The Berman amendment, as modified, that sought to insert replacement language for section 501, relating to credit against assessment for expenditures in support of United Nations Peacekeeping Operations; and

Page 5067

The Torricelli amendment sought to that strike the provision making the NATO participation program mandatory (rejected by a recorded vote of 191 ayes to 232 noes, Roll No. 143).

Page 5077

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make such other technical, clerical, grammatical and conforming changes as may be necessary in the engrossment of the bill.

Page 5094

Late Report: Committee on Government Reform and Oversight received permission to have until midnight tonight to file a report on H.R. 450, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions.

Page 5094

Legislative Program: The Majority Leader announced the legislative program for the week of February 20.

Page 5094

Morning Hour: It was made in order that the order of the House of January 5, 1995 relating to "morning hour debates" be continued through May 12, 1995, with the understanding that the format for recognition for special order speeches first instituted on February 23, 1994 be continued for the same period.

Page 5096

Committee Resignation: Read and accepted a letter from Representative Stockman wherein he resigned from the Committee on Veterans' Affairs.

Page 5096

Committee Election: House agreed to H. Res. 89, electing Representative Schaefer of Colorado to the Committee on Veterans' Affairs.

Page 5096

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 23.

Page 5096

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, February 21, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 5096

Presidential Messages: Read the following messages from the President:

Chemical and biological weapons: Message wherein he transmits activities taken and money spent upon the declaration of a national emergency pursuant to the dangers of the proliferation of chemical and biological weapons pursuant to the International Emergency Economic Powers Act—referred to the Committee on International Relations and ordered printed (H. Doc. 104–36); and

Nuclear, biological, and chemical weapons: Message wherein he transmits activities taken and any monies spent to deal with the threat to the national security, foreign policy, and economy of the United States posed by the continued proliferation of nuclear, biological, and chemical weapons, and their means of delivery (H. Doc. 104–37).

Page 5097

Adjournment Resolution: House agreed to H. Con. Res. 30, providing for the adjournment of the two Houses.

Page 5101

Recess: House recessed at 4:48 p.m. and reconvened at 4:54 p.m.

Page 5111

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 5058, 5061, 5066, 5083, 5092, 5093. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and, pursuant to the provisions of H. Con. Res. 30, adjourned at 4:55 p.m. until 12:30 p.m. on Tuesday, February 21.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, FDA, and Related Agencies held a hearing on the Inspector General. Testimony was heard from Roger C. Viadero, Inspector General, USDA.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies held a hearing on the Secretary of State, Testimony was heard from Warren M. Christopher, Secretary of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the National Endowment for the Arts and the National Endowment for the Humanities. Testimony was heard from public witnesses.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the National Labor Relations Board and on the Peace Institute. Testimony was heard from William B. Gould IV, Chairman, NLRB; and Richard H. Solomon, President, Peace Institute.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the Joint Committee on Taxation, Architect of the Capitol and Botanic Garden, and on the CBO. Testimony was heard from Representative Archer, Chairman, Joint Committee on Taxation; George M. White, Architect of the Capitol; and Robert D. Reischauer, Director, CBO.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction met in executive session to hold a hearing on European Construction Program. Testimony was heard from Gen. George A. Joulwan, USA, Commander in Chief, European Command, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Commander in Chief, U.S. European Command and on the Commander in Chief, U.S. Pacific Command and the Commander in Chief, U.S. Forces Korea. Testimony was heard from the following officials of the Department of Defense: Gen. George A. Joulwan, USA, Commander in Chief, U.S. European Command; Adm. Richard C. Macke, USN, Commander in Chief, U.S. Pacific Command; and Gen. Gary E. Luck, USA, Commander, United Nations Command/Combined Forces Command/U.S. Forces Korea.

TREASURY—POSTAL SERVICE—GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury—Postal Service—General Government held a hearing on IRS/GAO. Testimony was heard from Hazel E. Edwards, Director, Information Resources Management/General Government Issues, Accounting and Information Management Division, GAO; and Margaret M. Richardson, Commissioner, IRS, Department of the Treasury.

COMMON SENSE LEGAL REFORM ACT

Committee on Commerce: Ordered reported amended Title II, Reform of Private Securities Litigation of H.R. 10, Common Sense Legal Reform Act.

AGE DISCRIMINATION IN EMPLOYMENT AMENDMENTS

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations approved for full Committee action H.R. 849, Age Discrimination in Employment Amendments of 1995.

OSHA

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on the Occupational Safety and Health Act. Testimony was heard from public witnesses.

PRIVATE PROPERTY PROTECTION ACT; REGULATORY REFORM AND RELIEF ACT

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 925, Private Property Protection

Act of 1995; and H.R. 926, Regulatory Reform and Relief Act.

OVERSIGHT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held an oversight hearing on Fiscal Year 1996 budget requests for the following: U.S. Fish and Wildlife Service; the National Marine Fisheries Service; and certain programs of the NOAA. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; and Mollie Beattie, Director, U.S. Fish and Wildlife Service, Department of the Interior.

SELF-EMPLOYMENT HEALTH INSURANCE DEDUCTION

Committee on Rules: By a voice vote, granted a modified closed rule providing 1 hour of debate on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance cost of self-employed individuals, to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal communications Commission. The rule waives all points of order against consideration of the bill. The amendment recommended by the Committee on Ways and Means now printed in the bill shall be considered as adopted in the House and in the Committee of the Whole. The rule makes in order an amendment in the nature of a substitute printed in the report on the rule if offered by Rep. Gibbons or a designee, which is not subject to amendment, debatable for one-hour, and waives all points of order against the amendment. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Archer and Representatives Gibbons, Rangel, Stark, Ford, Cardin, McDermott, Neal and Mfume.

EPA R&D PROGRAMS

Committee on Science: Subcommittee on Energy and Environment held a hearing on EPA Research and Development Programs: Fiscal Year 1996 Authorization. Testimony was heard from Robert J. Huggett, Assistant Administrator, Office of Research and Development, EPA; and a public witness.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from public witnesses.

Hearings continue February 21.

AERIAL RECONNAISSANCE

Permanent Select Committee on Intelligence: Subcommittee on Technical and Tactical Intelligence met in executive session to hold a hearing on Aerial Reconnaissance. Testimony was heard from departmental witnesses.

Joint Meetings

BALANCED BUDGET ENFORCEMENT MECHANISMS

Joint Economic Committee: Committee concluded hearings to examine enforcement mechanisms for the proposed Balanced Budget Amendment, and proposals to establish a Spending Reduction Commission that would develop a priority list of cuts in the Federal budget each year, after receiving testimony from Senators Gramm and Kyl; Representatives Dan Miller and Minge; and Joe Cobb, Heritage Foundation, Marlo Lewis, Jr., Competitiveness Enterprise Institute, Grover G. Norquist, Americans for Tax Reform, Martin A. Regalia, United States Chamber of Commerce, and Thomas A. Schatz, Citizens Against Government Waste, all of Washington, D.C.

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Tuesday, February 21, 1995

Senate

Chamber Action

The Senate was not in session today. It will next meet on Wednesday, February 22, 1995, at 10:30 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Sixteen public bills, H.R. 993–1008, and one private bill, H.R. 1009, were introduced.

Page 5332

Reports Filed: Reports were filed as follows:

H.R. 421, to amend the Alaska Native Claims Settlement Act to provide for the purchase of common stock of Cook Inlet Region, amended (H. Rept. 104–40);

H.R. 622, to implement the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries (H. Rept. 104–41);

H.R. 715, to amend the Central Bering Sea Fisheries Enforcement Act of 1992 to prohibit fishing in the Central Sea of Okhotsk by vessels and nationals of the United States (H. Rept. 104–42);

H. Res. 91, providing for the consideration of H.R. 830, to amend chapter 35 of title 44, United States Code, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public (H. Rept. 104–43); and

H. Res. 92, providing for the consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995 (H. Rept. 104–44).

Page 5332

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Doolittle to act as Speaker pro tempore for today.

Page 5272

Recess: House recessed at 12:32 p.m. and reconvened at 2:00 p.m.

Page 5272

George Washington's Birthday Observance: The Speaker appointed Representatives Horn and Richardson to represent the House of Representatives at appropriate ceremonies for the observance of George Washington's birthday to be held on Wednesday, February 22, 1995.

Page 5274

Recess: House recessed at 2:21 p.m. and reconvened at 5:00 p.m.

Page 5275

Committees to Sit: It was made in order that the following committees and subcommittees be permitted to sit today during proceedings of the House under the five-minute rule: Committees on Commerce, Government Reform and Oversight, Science, and Transportation and Infrastructure.

Page 5277

Health Insurance: By a recorded vote of 381 ayes to 44 noes, Roll No. 150, the House passed H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission.

Page 5284

Rejected the Stark motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment to repeal the maximum time period of mandatory coverage of group health plans (rejected by a recorded vote of 180 ayes to 245 noes, Roll No. 149).

Page 5314

Rejected the McDermott amendment in the nature of a substitute that sought to provide a tax deduction for health insurance premiums for employees whose employers do not subsidize their health insurance; narrow the tax preference for sales of radio, television, and cable companies to minority-owned firms; provide a phased-in tax deduction beginning in 1996 for employees whose employers do not subsidize their health care; enact provisions to tax certain assets owned by individuals who renounce their U.S. citizenship; tighten rules for taxing income from foreign trusts; tighten the limitation of the earned income tax credit (EITC) on people with dividend and interest income; and make people with dividend and interest income of $2,500 a year ineligible for the EITC (rejected by a recorded vote of 191 ayes to 234 noes, Roll No. 148).

Page 5296

H. Res. 88, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 229 yeas to 188 nays, Roll No. 147. Agreed to order the previous question on the resolution by a yea-and-nay vote of 230 yeas to 191 nays, Roll No. 146.

Page 5275

Committees To Sit: It was made in order that the following committees and subcommittees be permitted to sit on Wednesday, February 22, during proceedings of the House under the five-minute rule: Committees on Banking, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Judiciary, National Security, Science, Small Business, and Transportation and Infrastructure.

Page 5318

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 5334.

Senate Messages: Message received from the Senate today appears on page 5272.

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 5283, 5314, 5316, 5317. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:54 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the Farm Credit Administration. Testimony was heard from Marsha A. Martin, Chairman and CEO, Farm Credit Administration.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Assistant Secretary of the Army (Civil Works), Chief of Engineers, and on Corps of Engineers: Ohio River Division and Missouri River Division. Testimony was heard from the following officials of the Department of the Army: John H.

Zirschky, Acting Assistant Secretary (Civil Works); Lt. Gen. Arthur E. Williams, USA, Chief; Maj. Gen. Albert J. Genetti, Jr., USA, Division Engineer, Ohio River Division; and Col. Michael F. Thuss, USA, Division Engineer, Missouri River Division, all with the Corps of Engineers.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the Department of Energy: Fossil Energy Research and Development, Naval Petroleum and Oil Shale Services, Strategic Petroleum Reserves, and on Clean Coal Technology. Testimony was heard from Patricia Fry Godley, Assistant Secretary, Fossil Energy, Department of Energy.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Customs Service, Federal Law Enforcement Training Center, and on the Forfeiture Fund. Testimony was heard from the following officials of the Department of the Treasury: George J. Weise, Commissioner, U.S. Customs Service; Charles F. Rinkevich, Director, Federal Law Enforcement Training Center; and Jan P. Blanton, Acting Director, Executive Office for Asset Forfeiture.

COMMON SENSE PRODUCT LIABILITY REFORM ACT

Committee on Commerce: Subcommittee on Commerce, Trade and Hazardous Materials held a hearing on H.R. 917, Common Sense Product Liability Reform Act. Testimony was heard from Representative Mink; Jeffery J. Teitz, member, House of Representatives, State of Rhode Island; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Held an oversight hearing on the implementation of the Federal Acquisition Streamlining Act of 1994. Testimony was heard from Steven Kelman, Administrator, Federal Procurement Policy, OMB; and Colleen Preston, Deputy Under Secretary, Acquisition Reform, Department of Defense.

DOD—EMERGENCY SUPPLEMENTAL APPROPRIATIONS; RESCINDING CERTAIN BUDGET AUTHORITY

Committee on Rules: By a voice vote, granted a modified closed rule providing for 1 hour of general debate on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995. The rule waives clause 2, rule XXI (prohibiting unauthorized appropriations and legislation on general appropriations bills) against the bill. The rule makes in order as an original bill for the purpose of amendment an amendment in the nature of a substitute consisting of the text of H.R. 889 amended to add the text of H.R. 845, rescinding certain budget authority. Clause 7, rule XVI (germaneness); clause 2, rule XXI (unauthorized appropriations and legislation on general appropriation bills); and clause 6, rule XXI (reappropriations) are waived against the amendment in the nature of a substitute. No other amendment shall be in order except the amendment in the nature of a substitute printed in the report accompanying this resolution offered by Representative Obey or his designee. The substitute shall be considered as read, shall be debatable for one hour, and shall not be subject to amendment. The rule waives clause 2, rule XXI (prohibiting unauthorized appropriations and legislation on general appropriation bills) against the Obey substitute. Finally, the rule provides one motion to recommit with or without instructions.

PAPERWORK REDUCTION ACT OF 1995

Committee on Rules: By a voice vote, granted an open rule providing 1 hour of general debate on H.R. 830, Paperwork Reduction Act of 1995. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Clinger and Representative Collins of Illinois.

NOAA BUDGET

Committee on Science: Subcommittee on Energy and Environment held a hearing on the NOAA budget. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, and Administrator, NOAA, Department of Commerce; Joel Willemssen, Director, Accounting and Information Management Division, GAO; and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Robert Perciasepe, Assistant Administrator, Office of Water, EPA; James R. Lyons, Under Secretary, Natural Resources and Environment, USDA; and Douglas K. Hall, Assistant Secretary, Oceans and Atmosphere, NOAA, Department of Commerce.

Hearings continue February 24.

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Wednesday, February 22, 1995

Senate

Chamber Action

Routine Proceedings, pages 5341–5537

Measures Introduced: Seven bills were introduced, as follows: S. 457–463.
Page 5401

Balanced Budget Constitutional Amendment: Senate resumed consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto, as follows:
Pages 5345, 5355

Rejected:

Byrd Amendment No. 256, to permit waiver of the article when the United States is engaged in military conflict by majority vote. (By 55 yeas to 41 nays (Vote No. 75), Senate tabled the amendment.)
Page 5360

Rockefeller Amendment No. 306, to protect the disability and death benefits of veterans. (By 62 yeas to 33 nays (Vote No. 76), Senate tabled the amendment.)
Page 5373

Withdrawn:

Dorgan motion to refer H.J. Res. 1 to the Committee on the Budget with instructions.
Page 5384

Senate will continue consideration of the resolution on Thursday, February 23, 1995.

Appointments:

British-American Interparliamentary Group: The Chair, on behalf of the President pro tempore, and upon the recommendation of the Republican Leader, pursuant to 22 U.S.C. 276l, appointed Senator Stevens as Chairman of the Senate Delegation to the British-American Interparliamentary Group during the 104th Congress.
Page 5420

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, appointed Senator Murkowski as Chairman of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the 104th Congress.
Page 5420

Mexico-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, appointed Senator Kyl as Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the 104th Congress.
Page 5420

Interparliamentary Union: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276a, appointed Senator Burns as Chairman of the Senate Delegation to the Interparliamentary Union during the 104th Congress.
Page 5420

North Atlantic Assembly: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, appointed Senator Roth as Chairman of the Senate Delegation to the North Atlantic Assembly during the 104th Congress.
Page 5420

Congressional Budget Office: The Chair announced on behalf of the President pro tempore of the Senate and the Speaker of the House of Representatives, pursuant to Sec. 201(a)(2) of Public Law 93–344, the appointment of Ms. June Ellenoff O'Neill as Director of the Congressional Budget Office for the term of office beginning on January 3, 1995, effective March 1, 1995.
Page 5420

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting notice of rescissions and deferrals; pursuant to the order of January 30, 1975, as modified by the order of April 11, 1986; which was referred jointly to the Committee on the Budget, the Committee on Appropriations, the Committee on Finance, the Committee on Labor and Human Resources, and the Committee on Environment and Public Works. (PM–21).
Page 5400

Transmitting, a draft of proposed legislation to amend the Fair Labor Standards Act of 1938 to increase the minimum wage rate under that Act; to the Committee on Labor and Human Resources. (PM–22).
Page 5400

Nominations Received: Senate received the following nominations:

John Chrystal, of Iowa, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1997. (Reappointment)

George J. Kourpias, of Maryland, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1997. (Reappointment)

Gloria Rose Ott, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1996.

Harvey Sigelbaum, of New York, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1996.

Inez Smith Reid, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years.

2 Navy nominations in the rank of admiral.

A routine list in the Army.
Page 5420

Messages From the President: **Page 5400**

Messages From the House: **Page 5400**

Measures Placed on Calendar: **Page 5400**

Executive Reports of Committees: **Page 5401**

Statements on Introduced Bills: **Page 5401**

Additional Cosponsors: **Page 5405**

Amendments Submitted: **Page 5405**

Authority for Committees: **Page 5408**

Additional Statements: **Page 5409**

Record Votes: Two record votes were taken today. (Total—76) **Pages 5373, 5383**

Recess: Senate convened at 10:30 a.m., and recessed at 8:10 p.m., until 9:15 a.m., on Thursday, February 23, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 5420.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1996 for foreign assistance, focusing on political and economic reform in the New Independent States of the former Soviet Union, receiving testimony from James F. Collins, Office of Special Advisor to the Secretary for the New Independent States, and Thomas W. Simons, Jr., Coordinator of U.S. Assistance to the New Independent States, both of the Department of State; and Thomas A. Dine, Assistant Administrator for Europe and the New Independent States, Agency for International Development.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Rebecca G. Cox, of California; Alton W. Cornelia, of South Dakota; Gen. James B. Davis, USAF (Ret.), of Florida; S. Lee Kling, of Maryland; Benjamin F. Montoya, of New Mexico; and Wendi L. Steele, of Texas, each to be a Member of the Defense Base Closure and Realignment Commission.

SUBCOMMITTEE MEMBERSHIP

Committee on Banking, Housing, and Urban Affairs: Committee announced the following subcommittee assignments:

Subcommittee on Securities: Senators Gramm (Chairman), Bennett, Shelby, Faircloth, Grams, Dodd, Murray, Boxer, and Bryan.

Subcommittee on Financial Institutions and Regulatory Relief: Senators Shelby (Chairman), Grams, Frist, Gramm, Bennett, Bond, Mack, Bryan, Moseley-Braun, Dodd, Kerry, and Boxer.

Subcommittee on International Finance: Senators Bond (Chairman), Mack, Faircloth, Bennett, Frist, Boxer, Moseley-Braun, Kerry, and Murray.

Subcommittee on Housing Opportunity and Community Development: Senators Mack (Chairman), Bond, Frist, Shelby, Kerry, Dodd, and Bryan.

Subcommittee on HUD Oversight and Structure: Senators Faircloth (Chairman), Gramm, Grams, Moseley-Braun, and Murray.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine the Federal Reserve's conduct of monetary policy and the economic outlook for 1995, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

TAX REFORM

Committee on the Budget: Committee held hearings to examine certain proposals to reform the United States income tax system, receiving testimony from Senator Nunn; Representative Armey; Eric Toder, Deputy Assistant Secretary of the Treasury (Tax Analysis); and Harry L. Gutman, King & Spalding, Washington, D.C.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on Governmental Affairs: Committee concluded hearings on S. 219, to establish a moratorium on Federal regulatory rulemaking actions, after receiving testimony from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Stephen H. Kaplan, General Counsel, Department of Transportation; William B. Schultz, Deputy Commissioner for Policy, Food and Drug Administration, Department of Health and Human Services; C. Boyden Gray, Wilmer, Cutler & Pickering, on behalf of Citizens for a Sound Economy, Thomas J. Donohue, American Trucking Associations, Inc., David G. Hawkins, Natural Resources Defense Council, and C. Dean McGrath, Jr., American Automobile Manufacturers Association, all of Washington, D.C.; Sal Risalvato, Riverdale Texaco, Riverdale, New Jersey, on behalf of the National Federation of Independent Business; and Rainer Mueller, Safe Tables Our Priority, Oceanside, California.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts held hearings on S. 343, to reform the Federal regulatory process, receiving testimony from Thomasina V. Rogers, Chair, Administrative Conference of the United States; Rick Keith, West Bend Elevator Company, Mallard, Iowa; Sal Risalvato, Riverdale Texaco, Riverdale, New Jersey, on behalf of the National Federation of Independent Business; and Marshall J. Breger, Heritage Foundation, Peter J. Ferrara, National Center for Policy Analysis, and Tom O'Conner, National Grain and Feed Association, all of Washington, D.C.

Hearings continue on Friday, February 24.

AUTHORIZATION—RYAN WHITE CARE ACT

Committee on Labor and Human Services: Committee concluded hearings on proposed legislation authorizing funds for programs of the Ryan White CARE Act of 1990, after receiving testimony from Senator Hatch; Philip R. Lee, Assistant Secretary of Health and Human Services for Health; William J. Scanlon, Associate Director, Health Financing and Policy Issues, Health, Education, and Human Services Division, General Accounting Office; Mayor Wellington Webb, Denver, Colorado; David W. Curtis, Burlington, Vermont, on behalf of the Vermont Coalition for AIDS Research, Education and Services; Donna E. Sweet, University of Kansas School of Medicine, Wichita; Douglas Nelson, Campaign for Fairness, Milwaukee, Wisconsin; June E. Osborn, University of Michigan, Ann Arbor; Alexander Robinson, National Organizations Responding to AIDS, Washington, D.C.; Erle Blake, Columbiana, Ohio; and Anna Wyman, Miami, Florida.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

House of Representatives

Chamber Action

Bills Introduced: Eight public bills, H.R. 1010–1017; and one resolution, H. Con. Res. 32, were introduced.

Page 5518

Report Filed: The following report was filed as follows: H. Res. 93, providing for the consideration of H.R. 450, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions (H. Rept. 104–45).

Page 5434

Defense Department Supplemental Appropriation: By a yea-and-nay vote of 262 yeas to 165 nays, Roll No. 154, the House passed H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

Pages 5429, 5435

Rejected the Obey motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing amendments so as to ensure that discretionary outlays for fiscal year 1995 that are made pursuant to new budget authority do not cause discretionary outlays for fiscal year 1995 (computed without regard to any emergency designations) to exceed the amount currently allocated to the Committee on Appropriations pursuant to section 602(a) of the Congressional Budget Act of 1974 (rejected by a recorded vote of 163 ayes to 264 noes, Roll No. 153).

Page 5459

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 5459

Rejected the Obey amendment in the nature of a substitute that sought to provide the $2.5 billion in supplemental defense appropriations requested by the Administration, rescind $2.2 billion in previously appropriated defense funds; and require the Secretary of Defense to make those cuts according to the Secretary's own determination of the lowest priority defense programs, while providing for 30 days notice by the Secretary to, but not approval of, the Congress for such cuts (rejected by a recorded vote of 167 ayes to 260 noes, Roll No. 152).

Page 5451

H. Res. 92, the rule under which the bill was considered, was agreed to earlier by a year-and-nay vote of 282 yeas to 144 nays, Roll No. 151.

Page 5429

Paperwork Reduction: By a recorded vote of 418 ayes, with 6 voting "present", Roll No. 157, the House passed H.R. 830, to amend chapter 35 of title 44, United States Code, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public.

Page 5462

Agreed To:

The committee amendments en bloc;

Page 5473

The Meyers of Kansas amendment that provides that all provisions requiring information collection must include how long records on such information must be kept;

Page 5476

The Sanders amendment that requires that, in acting to reduce Federal paperwork and reporting requirements on small businesses, OMB and Federal agencies establish as a priority the reduction of such requirements on those "smaller" small businesses for whom Federal paperwork costs impose the greatest burden; and

Page 5477

The Crapo amendment that provides that private citizens have a right to a complete defense or bar to an action taken by Federal agency information collection activities that have not been cleared by OMB, which do not display a current OMB control number on the information request form, or which fail to state that the request for information is not subject to clearance under provisions.

Page 5480

Rejected:

The Collins of Illinois amendment that sought to omit provisions amending the definition of "collection of information" and "the disclosure to third parties or the public of information", effectively preserving the 1990 Supreme Court decision regarding OMB's regulatory oversight authority (rejected by a recorded vote of 170 ayes to 254 noes, Roll No. 155); and

Page 5473

The Maloney amendment that sought to "sunset" the measure after five years (rejected by a recorded vote of 156 ayes to 265 noes, Roll No. 156).

Page 5477

The Clerk was authorized to make such technical and conforming changes as may be necessary in the engrossment of the bill.

Page 5482

H. Res. 91, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 5462

Committees to Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Thursday, February 23, during proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Government Reform and Oversight, International Relations, Judiciary, National Security, Resources, Transportation and Infrastructure, and Select Intelligence.

Page 5482

Presidential Message—Budget Deferrals and Rescissions: Read a message from the President wherein he transmits one revised deferral, totaling $7.3 million, and two revised rescission proposals, totaling $106.7 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 104–40).

Page 5482

Commission on Security and Cooperation in Europe: The Speaker appointed to the Commission on Security and Cooperation in Europe the following Members on the part of the House: Representatives Porter, Wolf, Funderbunk, Salmon, Hoyer, Markey, Richardson, and Cardin.

Page 5482

North Atlantic Assembly: The Speaker appointed to the United States Group of the North Atlantic Assembly the following Members on the part of the House: Representatives Rose, Hamilton, Coleman, and Rush.

Page 5482

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 5519.

Quorum Calls—Votes: Two yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 5434, 5459, 5461, 5475, 5479, 5481. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 10:18 p.m.

RESCISSION; AGRICULTURE, FDA, RURAL DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies approved for full Committee action a supplemental/rescission measure for Fiscal Year 1995.

The Subcommittee also continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and the Judiciary, and Related Agencies held a hearing on the Attorney General. Testimony was heard from Janet Reno, Attorney General.

RESCISSION; ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full Committee action a rescission measure for Fiscal Year 1995.

The Subcommittee also held a hearing on Corps of Engineers: Southwestern Division, North Pacific Division, South Atlantic Division, and on Lower Mississippi Valley Division. Testimony was heard from the following Division Engineers, Corps of Engineers, Department of the Army: Col. James Paul King, USA, Southwestern Division; Maj. Gen. Ernest J. Harrell, USA, North Pacific Division; Brig. Gen. Ralph V. Locurcio, USA, South Atlantic Division; and Brig. Gen. Eugene S. Witherspoon, USA, Commander, Lower Mississippi Valley Division and President, Mississippi River Commission.

RESCISSION

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs approved for full Committee action a rescission measure for Fiscal Year 1995.

RESCISSION; INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies approved for full Committee action a rescission measure for Fiscal Year 1995.

The Subcommittee also held a hearing on Indian Education and on the Bureau of Mines. Testimony was heard from Thomas W. Payzant, Assistant Secretary, elementary and Secondary Education, Department of Education; and Rhea L. Graham, Director, U.S. Bureau of Mines, Department of the Interior.

RESCISSION; LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related

Agencies began consideration of a rescission measure for Fiscal Year 1995.

The Subcommittee also held a hearing on the Secretary of Labor and on the Employment and Training Administration. Testimony was heard from the following officials of the Department of Labor: Robert B. Reich, Secretary; and Doug Ross, Assistant Secretary, Employment and Training, Employment and Training Administration.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Committee on Appropriations: Subcommittee on Legislative held a hearing on the Joint Committee on Printing, GPO, and on the Library of Congress. Testimony was heard from Representatives Thomas and Hoyer; Michael F. DiMario, Public Printer, GPO; and James H. Billington, Librarian of Congress.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Secret Service. Testimony was heard from Eljay B. Bowron, Director, U.S. Secret Service, Department of the Treasury.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the American Battle Monuments Commission and Cemeterial Expenses, and on the National Credit Union Administration. Testimony was heard from Gen. Fred Woerner, USA (Ret), American Battle Monuments Commission; John Zirschky, Acting Assistant Secretary, Civil Works, Cemeterial Expenses, Department of the Army; and Norman E. D'Amours, Chairman, National Credit Union Administration.

LOCAL NEIGHBORHOOD SOLUTION FOR HOUSING AND ECONOMIC OPPORTUNITIES

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Housing and Community Opportunity held a hearing on "Local Neighborhood solutions for Housing and Economic Opportunities." Testimony was heard from public witnesses.

ADMINISTRATION'S HUD BUDGET

Committee on the Budget: Held a hearing on the Administration's HUD Budget: Reform or Retrenchment? Testimony was heard from the following officials of the GAO: Paul L. Posner, Director, Budget Issues; and James E. Wells, Associate Director, Housing and Community Development Issues.

Hearing continue tomorrow.

COMMON SENSE PRODUCT LIABILITY REFORM ACT; OVERSIGHT PLANS

Committee on Commerce: Began consideration of H.R. 917, Common Sense Product Liability Reform Act.

Will continue tomorrow.

The Committee approved oversight plan for the 104th Congress for submission to the Committee on Government Reform and Oversight and the Committee on House Oversight.

WELFARE REFORM CONSOLIDATION ACT

Committee on Economic and Education Opportunities: Began markup of H.R. 999, Welfare Reform Consolidation Act of 1995.

Will continue tomorrow.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on District of Columbia and the Subcommittee on District of Columbia of the Committee on Appropriations held a joint oversight hearing to review the Financial Condition of the District of Columbia. Testimony was heard from the following officials of Audit Support and Analysis, GAO: John W. Hill, Jr., Director; Terry L. Carnahan, Assistant Director; Edward H. Stephenson, Assistant Director; and Laura B. Triggs; and the following officials of the District of Columbia: Marion Barry, Jr., Mayor; David A. Clarke, Chairman, Council; and Robert Pohlman, Acting Chief Financial Officer.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Efforts to Reduce Costs and Increase Efficiency of HUD. Testimony was heard from Susan Gaffney, Inspector General, Department of Housing and Urban Development; Judy England-Joseph, Director, Housing and Community Development Issues, GAO; and public witnesses.

AFRICA—HUMAN RIGHTS SITUATION

Committee on International Relations: Subcommittee on Africa held a hearing on Human Rights Situation in Africa. Testimony was heard from the following officials of the Department of State: John Shattuck, Assistant Secretary for Democracy, Human Rights and Labor; and Edward Brynn, Principal Deputy Assistant Secretary, African Affairs; and public witnesses.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Foreign Relations Authorization: Refugees. Testimony was heard from Ambassador Brunson McKinley, Deputy Assistant Secretary, Population, Refugees, and Migration, Department of State.

Hearings continue tomorrow.

MEXICAN PESO BAILOUT

Committee on International Relations: Subcommittee on Western Hemisphere and the Subcommittee on International Economic Policy and Trade held a joint hearing on the Mexican Peso Bailout. Testimony was heard from Representative Kaptur; Jeffrey R. Shafer, Assistant Secretary, International Affairs, Department of the Treasury; and public witnesses.

COMMON SENSE PRODUCT LIABILITY REFORM ACT

Committee on the Judiciary: Began markup of H.R. 956, Common Sense Product Liability Reform Act of 1995.

Will continue tomorrow.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on the Fiscal Year 1996 National Defense authorization request. Testimony was heard from the following officials of the Department of Defense: Gen. Gordon Sullivan, USA, Chief of Staff, Army; Adm. J. M. Boorda, USN, Chief of Naval Operations; Gen. Ronald R. Fogelman, USAF, Chief of Staff, Air Force; and Gen. Carl Mundy, Jr., USMC, Commandant, Marine Corps.

Hearings continue tomorrow.

REGULATORY TRANSITION ACT

Committee on Rules: By a record vote of 8 to 4, granted a modified open rule providing 1 hour of debate of H.R. 450, Regulatory Transition Act of 1995. The rule makes in order the Government Report and Oversight Committee amendment in the nature of a substitute as an original bill for amendment purposes which shall be considered as read. The rule provides a 10-hour time limit on the amendment process. Priority in recognition may be accorded to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Clinger and Representatives McIntosh, Collins of Illinois, and Slaughter.

NSF BUDGET

Committee on Science: Subcommittee on Basic Research held a hearing on the NSF budget. Testimony was heard from Neal F. Lane, Director, NSF.

Hearings continue March 2.

CAPITOL GAINS TAX REFORM

Committee on Small Business: Held a hearing on Capital Gains Tax Reform. Testimony was heard from Jane Gravelle, Senior Specialist in Economic Policy, CRS, Library of Congress; and public witnesses.

ECONOMIC DEVELOPMENT ADMINISTRATION AND APPALACHIAN REGIONAL COMMISSION

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development concluded hearings on Economic Development Administration and Appalachian Regional Commission. Testimony was heard from Casper Taylor, Speaker, House of Delegates, State of Maryland; and public witnesses.

DISPOSITION OF ICC'S NON-MERGER AUTHORITY

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on the Disposition of the ICC's Non-Merger Rail Authority. Testimony was heard from Barry Hill, Associate Director, Transportation Issues, GAO; Gail McDonald, Chairman, ICC; Joseph Canny, Deputy Assistant Secretary, Transportation Policy, Department of Transportation; and public witnesses.

Joint Meetings

MINIMUM WAGE

Joint Economic Committee: Committee concluded hearings to examine the Administration proposal to raise the minimum wage, after receiving testimony from Representatives Longley and Owens; Robert B. Reich, Secretary, and Alan Krueger, Economist, both of the Department of Labor; Lowell Taylor, Carnegie-Mellon University, Pittsburgh, Pennsylvania; Peter Brandon, University of Wisconsin, Madison; Finis Welch, Texas A&M University, College Station; Bill Rogers, College of William and Mary, Williamsburg, Virginia; Herman Cain, Godfather's Pizza, Omaha, Nebraska; Grant Maloy, Gabrielle Growers, Oviedo, Florida; Charles Fuller, Off Campus Bookstore, Athens, Georgia; and Audrey Haynes, Frankfort, Kentucky.

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Thursday, February 23, 1995

Senate

Chamber Action

Routine Proceedings, pages 5538–5848

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 464–472 and S.J. Res. 27. **Page 5607**

Balanced Budget Constitutional Amendment: Senate resumed consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments and motions proposed thereto, as follows: **Pages 5548, 5590**

Rejected:

(1) Wellstone motion to refer H.J. Res. 1 to the Committee on the Budget with instructions. (By 60 yeas to 35 nays (Vote No. 77), Senate tabled the motion.)
Page 5550

(2) Wellstone motion to refer H.J. Res. 1 to the Committee on the Budget with instructions. (By 60 yeas to 35 nays (Vote No. 78), Senate tabled the motion.)
Pages 5557, 5574

(3) Byrd Amendment No. 301, to protect Federal outlays for law enforcement and the reduction and prevention of violent crime. (By 68 yeas to 27 nays (Vote No. 79), Senate tabled the amendment.)
Page 5573

Pending:

(1) Feinstein Amendment No. 274, in the nature of a substitute.
Page 5575

(2) Feingold Amendment No. 291, to provide that receipts and outlays of the Tennessee Valley Authority shall not be counted as receipts or outlays for purposes of this article.
Page 5576

(3) Graham Amendment No. 259, to strike the limitation on debt held by the public.
Page 5581

(4) Graham Amendment No. 298, to clarify the application of the public debt limit with respect to redemptions from the Social Security Trust Funds.
Page 5581

(5) Kennedy Amendment No. 267, to provide that the balanced budget constitutional amendment does not authorize the President to impound lawfully appropriated funds or impose taxes, duties, or fees.
Page 5588

(6) Bumpers modified motion to refer H.J. Res. 1 to the Committee on the Budget with instructions.
Page 5590

(7) Nunn Amendment No. 299, to permit waiver of the amendment during an economic emergency.
Page 5592

(8) Nunn Amendment No. 300, to limit judicial review.
Page 5592

Unanimous-consent agreements were reached providing for final disposition of the pending amendments and motion.
Pages 5577, 5587, 5606

Senate will continue consideration of the resolution on Friday, February 24, 1995.

Nominations Confirmed: Senate confirmed the following nominations:

Eleanor Hill, of Virginia, to be Inspector General, Department of Defense.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Navy.
Pages 5606, 5625

Messages From the House: **Page 5606**

Measures Referred: **Page 5607**

Measures Placed on Calendar: **Page 5607**

Executive Reports of Committees: **Page 5607**

Statements on Introduced Bills: **Page 5607**

Additional Cosponsors: **Page 5619**

Notices of Hearings: **Page 5620**

Authority for Committees: **Page 5620**

Additional Statements: **Page 5620**

Record Votes: Three record votes were taken today. (Total—79)
Page 5574

Recess: Senate convened at 9:15 a.m., and recessed at 7:54 p.m., until 9:45 a.m., on Friday, February 24, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 5625.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the military strategies and operational requirements of the unified commands, receiving testimony from Gen. Joseph W. Ashy, USAF, Commander in Chief, United States Space Command; Adm. Henry G. Chiles, Jr., USN, Commander in Chief, United States Strategic Command; Gen. Robert L. Rutherford, USAF, Commander in Chief, United States Transportation Command; and Gen. Wayne A. Downing, USA, Commander in Chief, United States Special Operations Command.

Hearings were recessed subject to call.

HHS BUDGET

Committee on the Budget: Committee concluded hearings on the President's proposed budget request for fiscal year 1996 for the Department of Health and Human Services, after receiving testimony from Donna E. Shalala, Secretary of Health and Human Services.

NATIONAL HIGHWAY SYSTEM

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings on S. 440, to provide for the designation of the National Highway System, and to examine the President's proposed budget request for fiscal year 1996 for the Department of Transportation's Federal-aid highway program, after receiving testimony from Mortimer L. Downey, Deputy Secretary, Rodney E. Slater, Administrator, Federal Highway Administration; Ricardo Martinez, Administrator, National Highway Traffic Safety Administration; and Gordon J. Linton, Administrator, Federal Transit Administration, all of the Department of Transportation; Harry W. Blunt, Jr., Concord Coach Lines, Inc., Concord, New Hampshire; Hank Dittmar, Surface Transportation Policy Project, Washington, D.C.; and Robert E. Martinez, Virginia Department of Transportation, Richmond, and Francis B. Francois, Washington, D.C., both on behalf of the American Association of State Highway and Transportation Officials.

LINE-ITEM VETO

Committee on Governmental Affairs: Committee concluded hearings on S. 4, to grant the power to the President to reduce budget authority, and S. 14, to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed cancellations of budget items, after receiving testimony from Senator Bradley; Representative Blute; Louis Fisher, Senior Specialist in Separation of Powers, Congressional Research Service, Library of Congress; and Allen Schick, George Mason University, Fairfax, Virginia.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Sandra L. Lynch, of Massachusetts, to be United States Circuit Judge for the First Circuit; Lacy H. Thornburg, to be United States District Judge for the Western District of North Carolina; Sidney H. Stein, to be United States District Judge for the Southern District of New York; and Thadd Heartfield and David Folsom, each to be a United States District Judge for the Eastern District of Texas.

ARTS AND HUMANITIES

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities held hearings on proposed legislation authorizing funds for programs of the National Foundation on the Arts and Humanities Act of 1965, focusing on the National Endowment for the Arts, receiving testimony from Mayor Joseph P. Riley, Jr., Charleston, South Carolina; Christopher Reeve, Creative Coalition, Bedford, New York; George White, Eugene O'Neill Theatre Center, New York, New York; John D. Ong, BF Goodrich Company, Cleveland, Ohio; Harold M. Williams, J. Paul Getty Trust, Santa Monica, California; Richard S. Gurin, Binney and Smith Inc., Easton, Pennsylvania; Dean Amhaus, Wisconsin Arts Board, Madison; Leonard Garment, Mudge Rose Guthrie Alexander and Ferdon, on behalf of the Independent Commission on the Arts, and Laurence Jarvik, Center for the Study of Popular Culture, both of Washington, D.C.; and Charles T. Clotfelter, Duke University, Durham, North Carolina.

Hearings will continue on Thursday, March 2.

House of Representatives

Chamber Action

Bills Introduced: Sixteen public bills, H.R. 1018–1029 and 1032–1035; two private bills, H.R. 1030–1031; and two resolutions, H. Res. 94–95, were introduced.

Page 5737

Reports Filed: The following reports were filed as follows:

H.R. 925, to compensate owners of private property for the effect of certain regulatory restrictions, amended (H. Rept. 104–46);

H.R. 716, to amend the Fishermen's Protective Act (H. Rept. 104–47);

H.R. 926, to promote regulatory flexibility and enhance public participation in Federal agency rulemaking, amended (H. Rept. 104–48); and

H.R. 937, to amend title 5, United States Code, to clarify procedures for judicial review of Federal agency compliance with regulatory flexibility analysis requirements, amended (H. Rept. 104–49, Part 1).

Page 5737

Journal: By a yea-and-nay vote of 344 yeas to 61 nays, with 1 voting "present", Roll No. 158, the House approved the Journal of Wednesday, February 22.

Page 5626

Committee To Sit: It was made in order that the Committee on Economic and Educational Opportunities and its subcommittees be permitted to sit today during the proceedings of the House under the 5-minute rule.

Page 5630

Regulatory Transition Act: House completed all general debate and began consideration of amendments on H.R. 450, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, but came to no resolution thereon. Consideration of amendments will resume on Friday, February 24.

Page 5644

Agreed To:

The Condit amendment that extends the moratorium on new rulemaking under the Endangered Species Act of 1973 until December 31, 1996, or until the date Congress enacts a reform of the existing law, whichever comes first;

Page 5661

The Burton of Indiana amendment that excludes from the proposed moratorium all agency actions which are required by the Uruguay Round Agreements Act;

Page 5678

The Spratt amendment that exempts from the moratorium regulatory aids that promote business competitiveness in the areas textile imports; customs modernization; trade sanctions against China; FCC's transfer of spectrum; personal communications services licenses; wide-area specialized mobile radio licenses; and improved trading opportunities for regional exchanges (agreed to by recorded vote of 235 ayes to 189 noes, Roll No. 162);

Page 5681

The Norton amendment, as amended by the McIntosh amendment, that excludes from any rulemaking moratorium on regulatory rulemaking actions the establishment or enforcement of any statutory right that prohibits discrimination on the basis of age, race, religion, gender, national origin, or handicapped or disability status (agreed to by a recorded vote of 405 ayes, Roll No. 165); and

Page 5703

The Hayes amendment that excludes from any rulemaking moratorium any regulatory program to establish or conduct a recreational or subsistence activity, including but not limited to hunting, fishing, and camping (agreed to by a recorded vote of 383 ayes to 34 noes, with 4 voting "present", Roll No. 166).

Page 5706

Rejected:

The Collins of Illinois en bloc amendment that sought to make the moratorium prospective effective only regarding regulations issued after the bill's enactment; and specifies that no provision shall be construed to authorize or require any action that is subject to judicial review (rejected by a recorded vote of 155 ayes to 271 noes, Roll No. 160);

Page 5668

The Slaughter amendment that sought to exempt regulatory rulemaking actions agencies make relating to food and water safety, meat and poultry, drinking water safety, and the regulation of imported food in lead cans (rejected by a recorded vote of 177 ayes to 249 noes, Roll No. 161);

Page 5672

The Waxman amendment that sought to restrict regulatory rulemaking activities relating to the issuance of substantive rules, interpretative rules, statements of agency policy, or notices of proposed rulemaking (rejected by a recorded vote of 167 ayes to 259 noes, Roll No. 163); and

Page 5685

The Collins of Illinois amendment that sought to exempt from the moratorium the following six "common sense" rules: published by the FEC on February 9, 1995, governing personal use of campaign funds; published by the INS on December 5, 1995, to improve procedures for disposing of asylum requests; published by HUD on December 21, 1994, to establish a preference for the elderly for Section 8 housing; published by HUD on January 26, 1995, to eliminate drugs from Federally-assisted housing; published by HUD on January 12, 1995, to designate urban empowerment zones; published February 3, 1995, to provide compensation to veterans afflicted with Gulf War Syndrome; issued by the Justice Department that requires convicted child molesters to register with local authorities as part of a nation-wide database; and published November 21, 1994, by the Department of the Interior establishing a hunting season for migratory birds (rejected by a recorded vote of 181 ayes to 242 noes, Roll No. 164).

Page 5698

H. Res. 93, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 252 yeas to 175 nays, Roll No. 159.

Page 5630

Holocaust Remembrance: House agreed to H. Con. Res. 20, permitting the use of the rotunda of the Capitol for a ceremony to commemorate the days of remembrance of victims of the Holocaust.

Page 5643

Agreed to the Thomas amendment in the nature of a substitute.

Page 5644

Agreed to strike the preamble and amend the title.

Page 5644

Committee Elections: House agreed to H. Res. 86, electing members of the Joint Committee on Printing and the Joint Committee on the Library.

Page 5644

Meeting Hour: House agreed to meet at 9:00 a.m. on Friday, February 24.

Page 5705

Committees To Sit: It was made in order that the following committees and subcommittees be permitted to sit on Friday, February 24, during the proceedings of the House under the five-minute rule: Committees on Banking and Financial Services, Commerce, International Relations, Judiciary, Transportation and Infrastructure, and Veterans Affairs.

Page 5709

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 5739.

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the fourth calendar quarter of 1994, and reports for the third calendar quarter of 1994 received too late to be previously published, that were filed by persons engaged in lobbying activities appear in this issue of the CONGRESSIONAL RECORD.

Page 5741

Quorum Calls—Votes: Two yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 5626, 5642, 5672, 5678, 5685, 5689, 5702, 5704, 5709.

Adjournment: Met at 10:00 a.m. and adjourned at 12 a.m. on Friday, February 24.

Committee Meetings

FEDERAL TAX CODE EFFECTS ON FARMERS, RANCHERS, AND RURAL COMMUNITIES

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing on the Effects of the Federal Tax Code on Farmers, Ranchers, and Rural Communities. Testimony was heard from Representatives Meyers of Kansas, Pomeroy, Smith of Michigan, Johnson of South Dakota, Herger and Minge; Alan Barkema, Assistant Vice President and Economist, Federal Reserve Bank of Kansas; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, on Food Safety and Inspection Service. Testimony was heard from Michael R. Taylor, Acting Under Secretary, Food Safety, USDA.

RESCISSION; COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies approved for full Committee action a rescission measure for Fiscal Year 1995.

The Subcommittee also held a hearing on the Secretary of Commerce. Testimony was heard from Ronald H. Brown, Secretary of Commerce.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers: North Central Division, New England Division, Pacific Ocean Division, South Pacific Division, and on North Atlantic Division. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Col. Richard W. Craig, USA, Division Commander, North Central Division; Col. Earle C. Richardson, Division Engineer, New England Division; Brig. Gen. Bruce K. Scott, USA, Division Commander, South Pacific Division; Brig. Gen. Henry S. Miller, USA, Commander and Division Engineer, Pacific Ocean Division; and Brig. Gen. Milton Hunter, USA, Commanding General, North Atlantic Division.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Fish and Wildlife Service. Testimony was heard from George T. Frampton, Jr., Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior.

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on OSHA, Mine Safety and Health Administration, Employment Standards Administration, Office of the American Workplace, Pension and Welfare Benefits Administration, and on the Bureau of Labor Statistics. Testimony was heard from the following officials of the Department of Labor: Joseph A. Dear, Assistant Secretary, Occupational Safety and Health; Thomas P. Glynn, Deputy Secretary; and Katharine G. Abraham, Commissioner, Bureau of Labor Statistics.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the OTA and the GAO. Testimony was heard from Roger C. Herdman, Director, OTA; Charles A. Bowsher, Comptroller General, GAO; Members of Congress; and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a Budget Overview hearing. Testimony was heard from the following officials of the Department of Defense: Joshua Gotbaum, Assistant Secretary (Economic Security); and Robert E. Bayer, Deputy Assistant Secretary (Installations), Office of the Assistant Secretary (Economic Security).

RESCISSION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies approved for full Committee action a rescission measure for Fiscal Year 1995.

RESCISSION; TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full Committee action a rescission measure for Fiscal Year 1995.

The Subcommittee also held a hearing on the Secretary of the Treasury. Testimony was heard from Robert E. Rubin, Secretary of the Treasury.

RESCISSION; VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, and Housing and Urban Development, and Independent Agencies approved for full Committee action a rescission measure for Fiscal Year 1995.

The Subcommittee also held a hearing on the Office of Consumer Affairs and on the Consumer Information Center. Testimony was heard from Bernice Friedlander, Acting Director, U.S. Office of Consumer Affairs, Department of Health and Human Services; and Teresa N. Nasif, Director, Consumer Information Center, GSA.

MEXICAN SITUATION

Committee on Banking, Finance, and Urban Affairs: Ordered reported amended H. Res. 80, requesting the President to submit information to the House of Representatives concerning actions taken through the exchange stabilization fund to strengthen the Mexican peso and stabilize the economy of Mexico.

OVERSIGHT—HUMPHREY-HAWKINS BIENNIAL REPORT TO THE CONGRESS

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Domestic and International Monetary Policy held a hearing on the Humphrey-Hawkins oversight hearing on the Biennial Report to the Congress. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

ADMINISTRATION'S HUD BUDGET

Committee on the Budget: Continued hearings on the Administration's HUD Budget. Testimony was heard from Henry Cisneros, Secretary of Housing and Urban Development; and public witnesses.

COMMON SENSE PRODUCT LIABILITY REFORM ACT

Committee on Commerce: Ordered reported amended H.R. 917, Common Sense Product Liability Reform Act.

WELFARE REFORM CONSOLIDATION ACT

Committee on Economic and Educational Opportunities: Ordered reported amended H.R. 999, Welfare Reform Consolidation Act of 1995.

OVERSIGHT—U.S. POSTAL SERVICE

Committee on Government Reform and Oversight: Subcommittee on Postal Service held a hearing on the general oversight of the U.S. Postal Service. Testimony was heard from the following officials of the U.S. Postal Service: Marvin T. Runyon, Postmaster General and CEO; Michael Coughlin, Deputy Postmaster General; and William Henderson, Chief Operating Officer and Executive Vice President; and the following officials of the General Government Division, GAO: Michael E. Motley, Associate Director, Government Business Operations Issues; and James Campbell, Assistant Director, Government Business Operations Issues.

Hearings continue March 2.

NORTH KOREAN MILITARY AND NUCLEAR PROLIFERATION THREAT

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Economic Policy and Trade held a joint hearing on the North Korean Military and Nuclear Proliferation Threat: Evaluation of the United States-DPRK Agreed Framework. Testimony was heard from Ambassador At Large Robert L. Gallucci, Department of State; Edward Warner, Assistant Secretary, Strategy and Requirements, Department of Defense; and public witnesses.

FOREIGN RELATIONS AUTHORIZATIONS

Committee on International Relations: Subcommittee on International Operations and Human Rights continued hearings on Foreign Relations Authorization: Arms Control and Disarmament Agency. Testimony was heard from John Holum, Director, U.S. Arms Control and Disarmament Agency.

Hearings continue March 1.

CUBA AND UNITED STATES POLICY

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on Cuba and United States Policy. Testimony was heard from public witnesses.

COMMON SENSE LEGAL STANDARDS REFORM ACT; ATTORNEY ACCOUNTABILITY ACT

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 956, Common Sense Legal Standards Act of 1995; and H.R. 988, Attorney Accountability Act of 1995.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on the Fiscal Year 1996 National Defense authorization request. Testimony was heard from Gen. J. H. Binford Peay III, USA, Commander in Chief, U.S. Central Command.

Hearings continue February 28.

BASE CLOSURE AND REALIGNMENT ISSUES

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on base closure and realignment issues. Testimony was heard from Joshua Gotbaum, Assistant Secretary, Economic Security, Department of Defense; and Frank C. Conahan, Senior Adviser to the Comptroller General, Defense and International Affairs Programs, GAO.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on U.S. Geological Survey and Bureau of Mines fiscal year 1966 budget requests. Testimony was heard from the following officials of the Department of the Interior: Gordon P. Eaton, Director, U.S. Geological Survey; and Rhea Lydia Graham, Director, U.S. Bureau of Mines; and public witnesses.

MAGNUSON FISHERIES CONSERVATION AND MANAGEMENT ACT REAUTHORIZATION

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on the reauthorization of the Magnuson Fisheries Conservation and Management Act, in particular H.R. 39, Fishery Conservation and Management Amendments of 1995. Testimony was heard from Rolland Schmitten, Assistant Administrator, National Marine Fisheries Service, NOAA, Department of Commerce; and public witnesses.

NATIONAL PARK SYSTEM REFORM ACT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 260, National Park System Reform Act of 1995. Testimony was heard from Roger Kennedy, Director, National Park Service, Department of the Interior; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

RESTRUCTURING AIR TRAFFIC CONTROL AS A PRIVATE OR GOVERNMENT CORPORATION

Committee on Transportation and Infrastructure: Subcommittee on Aviation concluded hearings on Restructuring Air Traffic Control as a Private or Government Corporation. Testimony was heard from Representatives Wolf and Lightfoot; Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, GAO; the following former Administrators of the FAA, Department of Transportation: Najeeb Halaby, James Busey, and Donald Engen; and public witnesses.

MEDICARE SELECT POLICIES OFFERED IN STATES; ADMINISTRATION'S BUDGET PROPOSAL—MEDICARE PROVISIONS

Committee on Ways and Means: Subcommittee on Health approved for full Committee action H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States.

The Subcommittee also held a hearing on Medicare provisions in the Administration's budget. Testimony was heard from Sarah F. Jaggar, Director, Health Financing and Policy, GAO; and public witnesses.

INTELLIGENCE SUPPORT TO TARGETING PRECISION WEAPONS

Permanent Select Committee on Intelligence: Subcommittee on Technical and Tactical Intelligence met in executive session to hold a hearing on Intelligence Support to Targeting of Precision Weapons. Testimony was heard from departmental witnesses.

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Senate

Chamber Action

Routine Proceedings, pages 5849–5978

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 473 and 474, and S. Res. 79 and 80.

Page 5961

Balanced Budget Constitutional Amendment: Senate resumed consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 5909

Pending:

(1) Feinstein Amendment No. 274, in the nature of a substitute.

Page 5909

(2) Feingold Amendment No. 291, to provide that receipts and outlays of the Tennessee Valley Authority shall not be counted as receipts or outlays for purposes of this article.

Page 5909

(3) Graham Amendment No. 259, to strike the limitation on debt held by the public.

Page 5909

(4) Graham Amendment No. 298, to clarify the application of the public debt limit with respect to redemptions from the Social Security Trust Funds.

Page 5909

(5) Kennedy Amendment No. 267, to provide that the balanced budget constitutional amendment does not authorize the President to impound lawfully appropriated funds or impose taxes, duties, or fees.

Pages 5909, 5959

(6) Bumpers modified motion to refer H.J. Res. 1 to the Committee on the Budget with instructions.

Page 5910

(7) Nunn Amendment No. 299, to permit waiver of the amendment during an economic emergency.

Page 5909

(8) Nunn Amendment No. 300, to limit judicial review.

Page 5909

(9) Levin Amendment No. 273, to require Congress to pass legislation specifying the means for implementing and enforcing a balanced budget before the balanced budget amendment is submitted to the States for ratification.

Page 5924

(10) Levin Amendment No. 310, to provide that the Vice President of the United States shall be able to cast the deciding vote in the Senate if the whole number of the Senate be equally divided.

Page 5924

(11) Levin Amendment No. 311, to provide that the Vice President of the United States shall not be able to cast the deciding vote in the Senate if the whole number of the Senate be equally divided.

Page 5924

(12) Pryor Amendment No. 307, to give the people of each State, through their State representatives, the right

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to tell Congress how they would cut spending in their State in order to balance the budget. **Page 5924**

(13) Byrd Amendment No. 253, to permit a bill to increase revenue to become law by majority vote. **Page 5925**

(14) Byrd Amendment No. 254, to establish that the limit on the public debt shall not be increased unless Congress provides by law for such an increase. **Page 5925**

(15) Byrd Amendment No. 255, to permit the President to submit an alternative budget. **Page 5925**

(16) Byrd Amendment No. 258, to strike any reliance on estimates. **Page 5925**

(17) Byrd Amendment No. 259, to provide that any bill to increase revenues shall not become law unless three-fifths of the whole number of each House shall provide by law for such an increase by a rollcall vote. **Page 5925**

(18) Byrd Amendment No. 252, to permit outlays to exceed receipts by a majority vote. **Page 5925**

(19) Kerry motion to commit H.J. Res. 1 to the Committee on the Budget. **Page 5932**

(20) Hatch (for Dole) motion to recommit H.J. Res. 1 to the Committee on the Budget with instructions. **Page 5932**

(21) Hatch (for Dole) motion to recommit H.J. Res. 1 to the Committee on the Budget with instructions. **Page 5932**

(22) Hatch (for Dole) motion to commit H.J. Res. 1 to the Committee on the Judiciary with instructions. **Page 5932**

(23) Hatch (for Dole) motion to commit H.J. Res. 1 to the Committee on the Judiciary with instructions. **Page 5933**

By prior consent agreement, votes on the pending amendments and motions will occur on Tuesday, February 28, 1995, beginning at 2:15 p.m.

Senate will continue consideration of the resolution on Monday, February 27, 1995.

Appointments:

Mexico-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senator Dodd as Vice Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the 104th Congress. **Page 5965**

North Atlantic Assembly: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed Senator Heflin as Vice Chairman of the Senate Delegation to the North Atlantic Assembly during the 104th Congress. **Page 5965**

Senate Arms Control Observer Group: The Chair, on behalf of the Minority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the appointment of the following as members of the Senate Arms Control Observer Group: Senators Pell, Kennedy, Moynihan, Levin, Sarbanes, Bumpers, and Glenn. **Page 5965**

Nominations Received: Senate received the following nominations:

Kirsten S. Moy, of New York, to be Administrator of the Community Development Financial Institutions Fund.

1 National Oceanic and Atmospheric Administration nomination.

27 Navy nominations in the rank of admiral. **Page 5966**

Petitions: **Page 5960**

Statements on Introduced Bills: **Page 5961**

Additional Cosponsors: **Page 5962**

Notices of Hearings: **Page 5964**

Authority for Committees: **Page 5964**

Additional Statements: **Page 5964**

Recess: Senate convened at 9:45 a.m., and recessed at 7:53 p.m., until 12 noon, on Monday, February 27, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 5966.)

Committee Meetings

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Gen. Fred F. Woerner, Chairman, American Battle Monuments Commission; John H. Zirschky, Acting Assistant Secretary of the Army for Civil Works (on behalf of Army cemeterial expenses); Teresa Nasif, Director, Consumer Information Center; Ann Brown, Chairman, Consumer Product Safety Commission; Bernice Friedlander, Acting Director, Office of Consumer Affairs; and Frank Q. Nebeker, Chief Judge, United States Court of Veterans Appeals.

Subcommittee will meet again on Friday, March 3.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings on S. 343, to reform the Federal regulatory process, after receiving testimony from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; C. Boyden Gray, Wilmer, Cutler, and Pickering, Turner T. Smith, Jr., Hunton and Williams, David Vladeck, Public Citizen, and Robert Cynkar, Shaw, Pittman, Potts, and Trowbridge, all of Washington, D.C.; Peter Strauss, Columbia University Law School, New York, New York; and George Freeman, Hunton and Williams, Richmond, Virginia, on behalf of the American Bar Association.

House of Representatives

Chamber Action

Bills Introduced: Twenty-one public bills, H.R. 1036–1056; and four resolutions, H.J. Res. 69 and H. Res. 97–99, were introduced.

Page 5894

Reports Filed: Reports were filed as follows:

H.R. 10, to reform the Federal civil justice system, amended (H. Rept. 104–50, part 1); and

H. Res. 96, providing for the consideration of H.R. 1022, to provide regulatory reform and to focus national economic resources on the greatest risks to human health, safety, and the environment through scientifically objective and unbiased risk assessments and through the consideration of costs and benefits in major rules (H. Rept. 104–51).

Page 5894

Regulatory Transition Act: By a recorded vote of 276 ayes to 146 noes, Roll No. 174, the House passed H.R. 450, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions.

Page 5852

By a recorded vote of 172 ayes to 250 noes, Roll No. 173, rejected the Collins of Illinois motion to recommit the bill to the Committee on Government Reform and Oversight with instructions to report it back forthwith containing an amendment to exempt from the moratorium any regulatory rulemaking begun by EPA before the date of enactment that related to control of microbial and disinfection by-product risks in drinking water supplies.

Page 5878

By a division vote of 132 ayes to 91 noes, agreed to the committee amendment in the nature of a substitute.

Page 5878

Agreed To:

The Tate amendment that extends for six months beyond the established period the regulatory moratorium for regulations affecting businesses with 100 or fewer employees (agreed to by a recorded vote of 370 ayes to 45 noes with 1 voting "present", Roll No. 167).

Page 5853

Rejected:

The Wise amendment that sought to exempt rulemaking actions relating to aircraft safety, nuclear waste disposal, and mine safety from the moratorium (rejected by a recorded vote of 194 ayes to 228 noes, Roll No. 168);

Pages 5857, 5872

The Gene Green of Texas amendment that sought to exclude from the moratorium a regulation providing clarifications sought by employers to regulations implementing the Family and Medical Leave Act (rejected by a recorded vote of 177 ayes to 241 noes, Roll No. 169);

Pages 5862, 5873

The Waxman amendment that sought to restrict regulatory rulemaking activities subject to the moratorium to the issuance of substantive rules, interpretative rules, statements of agency policy, or notices of proposed rulemaking (rejected by a recorded vote of 145 ayes to 271 noes, Roll No. 170);

Pages 5864, 5873

The Fattah amendment that sought to exclude from the moratorium any rulemaking actions to implement the Telemarketing and Consumer Fraud and Abuse Prevention Act (rejected by a recorded vote of 168 ayes to 254 noes, Roll No. 171); and

Pages 5868, 5874

The Volkmer amendment that sought to exclude from the moratorium any rulemaking actions by the Agriculture Department pursuant to the Sheep Promotion, Research and Information Act of 1994 (rejected by a recorded vote of 168 ayes to 253 noes, Roll No. 172).

Page 5870, 5875

It was made in order for the Clerk to make a certain clarifying correction and to correct section headings, cross references, punctuation, and indentation, and to make any other technical and conforming changes necessary in the engrossment of the bill.

Page 5881

Legislative Program: The Majority Leader announced the legislative program for the week of February 27. Agreed to adjourn from Friday to Monday.

Page 5882

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 1.

Page 5885

Risk Assessment and Cost-Benefit Act: It was made in order that the House could proceed to general debate in the Committee of the Whole on H.R. 1922, Risk Assessment and Cost-Benefit Act of 1995, as though under H. Res. 96, during any postponement of proceedings on that resolution.

Page 5886

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 5896.

Quorum Calls—Votes: Eight recorded votes developed during the proceedings of the House today and appear on pages 5856, 5872, 5873, 5874, 5875, 5880. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 3:42 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing to Review the District of Columbia's Audit and Financial Condition. Testimony was heard from John W. Hill, Jr., Director, Financial Management Policies and Issues, Accounting and Information Management Division, GAO; and a public witness.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Galvin Report: Alternative Futures for the DOE's National Laboratories. Testimony was heard from Robert Galvin, Chairman, Task Force on Alternative Futures for the Department of Energy's National Laboratories.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the Pension Benefit Guaranty Corporation and the Inspector General, Department of Labor. Testimony was heard from Charles C. Masten, Inspector General, Department of Labor; and Martin Slate, Executive Director, Pension Benefit Guaranty Corporation.

RESCISSION

Committee on Appropriations: Subcommittee on Legislative Branch approved for full Committee action a rescission measure for Fiscal Year 1995.

NCUA'S SEIZURE OF CAPITAL FEDERAL CORPORATE CREDIT UNION

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Financial Institutions and Consumer Credit held a hearing on the National Credit Union Administration's seizure of Capital Federal Corporate Credit Union into conservatorship. Testimony was heard from Norman E. D'Amours, Chairman, National Credit Union Administration; and public witnesses.

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the privatization of the U.S. Enrichment Corporation. Testimony was heard from Robert Bernero, Director, Office of Nuclear Material, Safety and Safeguards, NRC; Victor Rezendes, Director, Energy and Science Issues, GAO; William H. Timbers, Jr., President, U.S. Enrichment Corporation; and public witnesses.

BUDGET RECOMMENDATIONS; UNITED STATES POLICY AND ACTIVITIES IN HAITI

Committee on International Relations: Approved Budget recommendations for the report to the Committee on the Budget.

The Committee also held a hearing on United States Policy and Activities in Haiti. Testimony was heard from Representatives Goss and Rangel; the following officials of the Department of State: Strobe Talbott, Deputy Secretary; and James F. Dobbins, Special Haiti Coordinator; Walter B. Slocombe, Under Secretary, Policy, Department of Defense; Mark Schneider, Assistant Administrator, Latin America and Caribbean Affairs, AID, United States International Development Cooperation Agency; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on foreign visitors who violate the terms of their visa by remaining in the United States indefinitely. Testimony was heard from the following officials of the Immigration and Naturalization Service, Department of Justice: James Puleo, Executive Associate Commissioner, Programs; and Robert Warren, Director, Statistics Branch; Diane Dillard, Deputy Assistant Secretary, Consular Affairs, Department of State; the following officials of the Commission on Immigration Reform: Barbara Jordan, Chair; and Robert Hill, Commissioner.

RISK ASSESSMENT AND COST BENEFIT ACT

Committee on Rules: Granted, by a record vote of 9 to 3, a modified open rule providing for 2 hours of debate on H.R. 1022, Risk Assessment and Cost Benefit Act of 1995. The rule provides for a 10-hour time limit on amendment process. Finally, the rule provides one motion to recommit. Testimony was heard from Chairmen Walker and Bliley and Representatives Bilirakis, Brown of California, and Dingell.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from public witnesses.

Hearings continue March 7.

VA BUDGET REQUEST

Committee on Veterans' Affairs: Held a hearing on the Department of Veterans Affairs budget request for fiscal year 1996. Testimony was heard from the following officials of the Department of Veterans Affairs: Jesse Brown, Secretary; D. Mark Catlett, Assistant Secretary, Management; and Mary Lou Keener, General Counsel; and representatives of veterans organizations.

Monday, February 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 5979–6171

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 475–478, and S. Res. 81.
Page 6063

Measures Reported: Reports were made as follows:

S. 4, to grant the power to the President to reduce budget authority, without recommendation, with amendments. (S. Rept. No. 104–9)

S. 14, to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed cancellations of budget items, without recommendation, with an amendment in the nature of a substitute. (S. Rept. No. 104–10)
Page 6063

Measures Passed:

Commending Robert Reischauer: Senate agreed to S. Res. 81, commending Robert D. Reischauer for his service to the Congress and the Nation.
Page 6070

Balanced Budget Constitutional Amendment: Senate resumed consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.
Page 5989

Pending:

(1) Feinstein Amendment No. 274, in the nature of a substitute.
Page 5989

(2) Feingold Amendment No. 291, to provide that receipts and outlays of the Tennessee Valley Authority shall not be counted as receipts or outlays for purposes of this article.
Page 5989

(3) Graham Amendment No. 259, to strike the limitation on debt held by the public.
Pages 5989, 6020

(4) Graham Amendment No. 298, to clarify the application of the public debt limit with respect to redemptions from the Social Security Trust Funds.
Pages 5989, 6020

(5) Kennedy Amendment No. 267, to provide that the balanced budget constitutional amendment does not authorize the President to impound lawfully appropriated funds or impose taxes, duties, or fees.
Pages 5989, 6017

(6) Bumpers modified motion to refer H.J. Res. 1 to the Committee on the Budget with instructions.
Page 5989

(7) Nunn Amendment No. 299, to permit waiver of the amendment during an economic emergency.
Page 5989

(8) Nunn Amendment No. 300, to limit judicial review.
Page 5989

(9) Levin Amendment No. 273, to require Congress to pass legislation specifying the means for implementing and enforcing a balanced budget before the balanced budget amendment is submitted to the States for ratification.
Page 5989

(10) Levin Amendment No. 310, to provide that the Vice President of the United States shall be able to cast the deciding vote in the Senate if the whole number of the Senate be equally divided.
Page 5989

(11) Levin Amendment No. 311, to provide that the Vice President of the United States shall not be able to cast the deciding vote in the Senate if the whole number of the Senate be equally divided.
Page 5989

(12) Pryor Amendment No. 307, to give the people of each State, through their State representatives, the right to tell Congress how they would cut spending in their State in order to balance the budget.
Pages 5989, 6027

(13) Byrd Amendment No. 252, to permit outlays to exceed receipts by a majority vote.
Pages 5989, 6070

(14) Byrd Amendment No. 254, to establish that the limit on the public debt shall not be increased unless Congress provides by law for such an increase.
Pages 5989, 6070

(15) Byrd Amendment No. 255, to permit the President to submit an alternative budget.
Pages 5989, 6070

(16) Byrd Amendment No. 253, to permit a bill to increase revenue to become law by majority vote.
Pages 5989, 6070

(17) Byrd Amendment No. 258, to strike any reliance on estimates.
Pages 5989, 6070

(18) Kerry motion to commit H.J. Res. 1 to the Committee on the Budget.
Page 5989

(19) Hatch (for Dole) motion to recommit H.J. Res. 1 to the Committee on the Budget with instructions.
Page 5989

(20) Hatch (for Dole) motion to recommit H.J. Res. 1 to the Committee on the Budget with instructions.
Page 5989

(21) Hatch (for Dole) motion to commit H.J. Res. 1 to the Committee on the Judiciary with instructions.
Page 5989

(22) Hatch (for Dole) motion to commit H.J. Res. 1 to the Committee on the Judiciary with instructions.
Page 5989

Withdrawn:

Byrd Amendment No. 289, to provide that any bill to increase revenues shall not become law unless three-fifths of the whole number of each House shall provide by law for such an increase by a rollcall vote.

Page 6070

By prior consent agreement, votes on the pending amendments and motions will occur on Tuesday, February 28, 1995, beginning at 2:15 p.m.

Senate will continue consideration of the resolution on Tuesday, February 28, 1995.

Nominations Received: Senate received the following nominations: Edmundo A. Gonzales, of Colorado, to be Chief Financial Officer, Department of Labor.

John D. Kemp, of the District of Columbia, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Josue Robles, Jr., of Texas, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Routine lists in the Army.

Page 6070

Messages From the House: **Page 6063**

Measures Referred: **Page 6063**

Statements on Introduced Bills: **Page 6064**

Additional Cosponsors: **Page 6065**

Notices of Hearings: **Page 6066**

Additional Statements: **Page 6066**

Recess: Senate convened at 12 noon, and recessed at 8:19 p.m., until 9 a.m., on Tuesday, February 28, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 6070.)

Committee Meetings

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Karen Nelson Moore, of Ohio, to be United States Circuit Judge for the Sixth Circuit, Janet Bond Arterton, to be United States District Judge for the District of Connecticut, Willis B. Hunt, Jr., to be United States District Judge for the Northern District of Georgia, and Charles B. Kornmann, to be United States District Judge for the District of South Dakota, after the nominees testified and answered questions in their own behalf. Ms. Moore was introduced by Senators DeWine and Glenn, Ms. Arterton was introduced by Senator Dodd, Mr. Hunt was introduced by Senator Coverdell, and Mr. Kornmann was introduced by Senators Pressler and Daschle.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1057–1069, were introduced.

Page 6154

Reports Filed: Reports were filed as follows:

H. Res. 100, providing for the consideration of H.R. 926, to promote regulatory flexibility and enhance public participation in Federal agency rulemaking (H. Rept. 104–52);

H. Res. 80, requesting the President to submit information to the House of Representatives concerning actions taken through the exchange stabilization fund to strengthen the Mexican peso and stabilize the economy of Mexico, amended (H. Rept. 104–53);

H.R. 531, to designate the Great Western Scenic Trail as a study trail under the National Trails System Act, amended (H. Rept. 104–54); and

H.R. 529, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming, amended (H. Rept. 104–55).

Pages 6108, 6154

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Crapo to act as Speaker pro tempore for today.

Page 6073

Recess: House recessed at 1:05 p.m. and reconvened at 2:00 p.m.

Page 6077

Risk Assessment and Cost-Benefit Analysis: House completed all general debate and began consideration of amendments to H.R. 1022, to provide regulatory reform and to focus national economic resources on the greatest risks to human health, safety, and the environment through scientifically objective and unbiased risk assessments and through the consideration of costs and benefits in major rules; but came to no resolution thereon. Consideration of amendments will resume on Tuesday, February 28.

Pages 6089, 6108

Agreed To the Crapo amendment that defines the term "emergency" as a situation that is immediately impending and extraordinary in nature, demanding attention due to a condition, circumstance, or practice reasonably expected to cause death, serious illness, or severe injury to humans, or substantial endangerment to private property or the environment if no action is taken.

Page 6133

Rejected the Brown of California amendment in the nature of a substitute that sought to require major Federal regulatory agencies (except the National Oceanic and Atmospheric Administration, the Army Corps of Engineers and the Nuclear Regulatory Commission) to set regulatory priorities, consistent with existing law, based on the seriousness of the risks involved and the availability of resources; require affected agencies to conduct risk assessments and cost-benefit analyses for major rules, defining a major rule as one with costs of $100 million; prevent provisions to supersede existing health, safety, or environmental laws; require the General Accounting Office to conduct an annual review and report to Congress on each agency's compliance with provisions; specify that no new right to judicial review be created and that failure to follow procedures would not invalidate any rule; provide that nothing in the provisions create an obligation or burden on State and local governments; and require that agencies provide for independent peer review of risk assessments used for major regulations, but that persons with conflicts of interest be barred from serving on peer review panels (rejected by a recorded vote of 174 ayes to 246 noes, Roll No. 176).

Page 6112

H. Res. 96, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 253 yeas to 165 nays, Roll No. 175.

Pages 6080, 6107

Committees To Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Tuesday, February 28, during proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Government Reform and Oversight, House Oversight, Judiciary, National Security, Small Business, and Transportation and Infrastructure.

Page 6135

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 6155.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 6107, 6132. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:08 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on National Highway Traffic Safety Administration, Panama Canal Commission, and on Architectural and Transportation Barriers Compliance Board. Testimony was heard from Ricardo Martinez, M.D., Administrator, National Highway Traffic Safety Administration, Department of Transportation; the following officials of the Panama Canal Commission: Joe Reeter, Chairman; and Gilberto Guardia, Administrator; and Jack Catlin, Chairman, Architectural and Transportation Barriers Compliance Board.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the Consumer Product Safety Commission. Testimony was heard from Ann Brown, Chairman, Consumer Product Safety Commission.

REGULATORY REFORM AND RELIEF ACT

Committee on Rules: Granted, by voice vote, an open rule providing 90 minutes of debate on H.R. 926, Regulatory Reform and Relief Act of 1995, 60 minutes to be equally divided and controlled between the chairman and ranking minority member of the Committee on the Judiciary and 30 minutes to be equally divided and controlled between the chairman and ranking minority member of the Committee on Small Business. The rule makes in order the Committee on the Judiciary amendment in the nature of a substitute as an original bill for the purpose of amendment which shall be considered as read. The substitute shall be considered by title rather than by section. Priority in recognition may be accorded to Members who have pre-printed their amendment in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Gekas and Reed.

METROPOLITAN WASHINGTON AIRPORTS AMENDMENTS ACT

Committee on Transportation and Infrastructure: Subcommittee on Aviation approved for full Committee action H.R. 1036, Metropolitan Washington Airports Amendments Act of 1995.

IRS BUDGET PROPOSAL AND 1995 TAX RETURN FILING SEASON

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the IRS Budget Proposal for Fiscal Year 1996 and the 1995 Tax Return Filing Season. Testimony was heard from Margaret Milner Richardson, Commissioner, IRS, Department of the Treasury; Jennie S. Stathis, Director, Tax Policy and Administration Issues, GAO; and public witnesses.

ADMINISTRATION'S BUDGET PROPOSALS

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Administration's budget proposals, including the U.S. Customs Service; International Trade Commission; the Office of the U.S. Trade Representative, and the possible extension of the Generalized System of Preferences program. Testimony was heard from Peter S. Watson, Chairman, U.S. International Trade Commission; Michael H. Lane, Deputy Commissioner, U.S. Customs Service, Department of the Treasury; Ira Shapiro, General Counsel, Office of the U.S. Trade Representative; Allan Mendelowitz, Managing Director, International Trade, Finance, and Competitiveness Issues, GAO; and public witnesses.

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Tuesday, February 28, 1995

Senate

Chamber Action

Routine Proceedings, pages 6172–6352

Measures Introduced: One bill was introduced, as follows: S. 479.

Page 6225

Balanced Budget Constitutional Amendment: Senate continued consideration of H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States, taking action on amendments proposed thereto, as follows:

Page 6172

Adopted:

By 92 yeas to 8 nays (Vote No. 87), Nunn Modified Amendment No. 300, to limit judicial review.

Pages 6172, 6181, 6218

Rejected:

(1) Feinstein Amendment No. 274, in the nature of a substitute. (By 60 yeas to 39 nays (Vote No. 80), Senate tabled the amendment.)

Pages 6172, 6177, 6216

(2) Feingold Amendment No. 291, to provide that receipts and outlays of the Tennessee Valley Authority shall not be counted as receipts or outlays for purposes of this article. (By unanimous vote of 99 yeas (Vote No. 81), Senate tabled the amendment.)

Pages 6172, 6193, 6216

(3) Graham Amendment No. 259, to strike the limitation on debt held by the public. (By 59 yeas to 40 nays (Vote No. 82), Senate tabled the amendment.)

Pages 6172, 6216

(4) Graham Amendment No. 298, to clarify the application of the public debt limit with respect to redemptions from the Social Security Trust Funds. (By 57 yeas to 43 nays (Vote 83), Senate tabled the amendment.)

Pages 6172, 6217

(5) Kennedy Amendment No. 267, to provide that the balanced budget constitutional amendment does not authorize the President to impound lawfully appropriated funds or impose taxes, duties, or fees. (By 62 yeas to 38 nays (Vote No. 84), Senate tabled the amendment.)

Pages 6172, 6205, 6217

(6) Bumpers modified motion to refer H.J. Res. 1 to the Committee on the Budget with instructions. (By 63 yeas to 37 nays (Vote No. 85), Senate tabled the motion.)

Pages 6172, 6217

(7) Nunn Amendment No. 299, to permit waiver of the amendment during an economic emergency. (By 61 yeas to 39 nays (Vote No. 86), Senate tabled the amendment.)

Pages 6172, 6205, 6217

(8) Levin Amendment No. 273, to require Congress to pass legislation specifying the means for implementing and enforcing a balanced budget before the balanced budget amendment is submitted to the States for ratification. (By 62 yeas to 38 nays (Vote No. 88), Senate tabled the amendment.)

Pages 6172, 6205, 6218

(9) Levin Amendment No. 310, to provide that the Vice President of the United States shall be able to cast the deciding vote in the Senate if the whole number of the Senate be equally divided. (By 57 yeas to 43 nays (Vote No. 89), Senate tabled the amendment.)

Pages 6172, 6205, 6218

(10) Levin Amendment No. 311, to provide that the Vice President of the United States shall not be able to cast the deciding vote in the Senate if the whole number of the Senate be equally divided. (By unanimous vote of 100 yeas (Vote No. 90), Senate tabled the amendment.)

Pages 6172, 6205, 6218

(11) Pryor Amendment No. 307, to give the people of each State, through their State representatives, the right to tell Congress how they would cut spending in their State in order to balance the budget. (By 63 yeas to 37 nays (Vote No. 91), Senate tabled the amendment.)

Pages 6172, 6205, 6218

(12) Byrd Amendment No. 252, to permit outlays to exceed receipts by a majority vote. (By 69 yeas to 31 nays (Vote No. 92), Senate tabled the amendment.)

Pages 6172, 6205, 6219

(13) Byrd Amendment No. 254, to establish that the limit on the public debt shall not be increased unless Congress provides by law for such an increase. (By 68 yeas to 32 nays (Vote No. 93), Senate tabled the amendment.)

Pages 6172, 6205, 6219

(14) Byrd Amendment No. 255, to permit the President to submit an alternative budget. (By 62 yeas to 38 nays (Vote No. 94), Senate tabled the amendment.)

Pages 6172, 6205, 6219

(15) Byrd Amendment No. 253, to permit a bill to increase revenue to become law by majority vote. (By 63 yeas to 37 nays (Vote No. 95), Senate tabled the amendment.)

Pages 6172, 6205, 6219

(16) Byrd Amendment No. 258, to strike any reliance on estimates. (By 75 yeas to 25 nays (Vote No. 96), Senate tabled the amendment.)

Pages 6172, 6205, 6220

(17) Kerry motion to commit H.J. Res. 1 to the Committee on the Budget. (By 63 yeas to 37 nays (Vote No. 97), Senate tabled the motion.)

Page 6220

Withdrawn:

Hatch (for Dole) motion to recommit H.J. Res. 1 to the Committee on the Budget with instructions. **Page 6172**

Hatch (for Dole) motion to recommit H.J. Res. 1 to the Committee on the Budget with instructions. **Page 6172**

Hatch (for Dole) motion to commit H.J. Res. 1 to the Committee on the Judiciary with instructions. **Page 6172**

Hatch (for Dole) motion to commit H.J. Res. 1 to the Committee on the Judiciary with instructions. **Page 6172**

Senate will resume consideration of the resolution on Wednesday, March 1, 1995.

Nominations Received: Senate received the following nominations:

Peter C. Economus, of Ohio, to be United States District Judge for the Northern District of Ohio.

Joseph Robert Goodwin, of West Virginia, to be United States District Judge for the Southern District of West Virginia.

Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefore as provided by law and regulations, and to be Surgeon General of the Public Health Service, for a term of four years. **Page 6247**

Messages From the House: **Page 6224**

Communications: **Page 6224**

Executive Reports of Committees: **Page 6224**

Statements on Introduced Bills: **Page 6225**

Additional Cosponsors: **Page 6233**

Authority for Committees: **Page 6233**

Additional Statements: **Page 6234**

Record Votes: Eighteen record votes were taken today. (Total—97) **Page 6216**

Recess: Senate convened at 9 a.m., and recessed at 7:41 p.m., until 10 a.m., on Wednesday, March 1, 1995.

Committee Meetings

DEPARTMENT OF ENERGY NATIONAL LABORATORIES

Committee on Appropriations: Subcommittee on Energy and Water Development concluded joint hearings with the Committee on Energy and Natural Resources' Subcommittee on Energy Research and Development to review the findings of the Task Force on Alternative Futures for the Department of Energy National Laboratories, focusing on its recommendation to reform the system of governance imposed upon the laboratories by the Department of Energy and Congress, after receiving testimony from Hazel R. O'Leary, Secretary of Energy; and Robert W. Galvin, Motorola Inc., Washington, D.C., on behalf of the Task Force on Alternative Futures for the Department of Energy National Laboratories.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Sheila Cheston, of the District of Columbia, to be General Counsel of the Department of the Air Force, and Josue Robles, Jr., of Texas, to be a Member of the Defense Base Closure and Realignment Commission, after the nominees testified and answered questions in their own behalf.

CORPORATE CREDIT UNION SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the status of the corporate credit union system, receiving testimony from Norman E. D'Amours, Chairman, National Credit Union Administration; Charles A. Bowsher, Comptroller General of the United States, General Accounting Office; James R. Bell, President, U.S. Central Credit Union; Harold A. Black, University of Tennessee, Knoxville; Edward J. Fox, President and Chief Executive Officer, Mid-Atlantic Corporate Federal Credit Union; and Richard M. Johnson, President and Chief Executive Officer, WesCorp Federal Credit Union.

Hearings continue on Wednesday, March 8.

MEDICARE SYSTEM

Committee on Finance: Committee held hearings to examine how the Medicare program has operated after its establishment in 1965, and how the Medicare system can control expenditures while continuing to provide health care to the elderly, receiving testimony from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; Karen Davis, The Commonwealth Fund, New York, New York; and Gail R. Wilensky, Project HOPE, Bethesda, Maryland.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Johnnie Carson, of Illinois, to be Ambassador to the Republic of Zimbabwe; Herman E. Gallegos of California, Lee C. Howley of Ohio, and Isabelle Leeds of New York, each to be an Alternate United States Representative to the 49th Session of the General Assembly of the United Nations; Jeanette W. Hyde, of North Carolina, to serve concurrently as Ambassador to Antigua and Barbuda, St. Kitts and Nevis, and Grenada; Bismarck Myrick, of Virginia, to be Ambassador to the Kingdom of Lesotho; Robert E. Rubin, of New York, to be U.S. Governor of the International Monetary Fund, U.S. Governor of the International Bank for Reconstruction and Development, U.S. Governor of the Inter-American Development Bank, U.S.

Governor of the African Development Bank, U.S. Governor of the Asian Development Bank, U.S. Governor of the African Development Fund, and U.S. Governor of the European Bank for Reconstruction and Development; and Frank G. Wisner, of the District of Columbia, for the rank of Career Ambassador in recognition of especially distinguished service over a sustained period.

START II TREATY

Committee on Foreign Relations: Committee held open and closed hearings on the Treaty Between the United States and the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (the START II Treaty) signed at Moscow on January 3, 1993, including the following documents, which are integral parts thereof: the Elimination and Conversion Protocol; the Exhibitions and Inspections Protocol; and the Memorandum of Attribution (Treaty Doc. 103–1), receiving testimony from Douglas MacEachan, Deputy Director of Intelligence, Central Intelligence Agency; and other officials of the intelligence community.

Hearings continue tomorrow.

WELFARE REFORM

Committee on Labor and Human Resources: Committee held hearings to examine proposals to reform the welfare system, focusing on programs for children and their families, receiving testimony from William Waldman, New Jersey Department of Human Services, Trenton; Lawrence E. Townsend, Jr., Riverside County Department of Public Social Services, Riverside, California; Sara McLanahan, Princeton University, Princeton, New Jersey; Judith M. Gueron, Manpower Demonstration Research Corporation, New York, New York; Sarah Cardwell Shuptrine, Sarah Shuptrine and Associates, Columbia, South Carolina, on behalf of the Southern Institute on Children and Families; Janet Schalansky, Kansas Department of Social and Rehabilitative Services, and Gladys Marisette, both of Topeka, Kansas; and Kevin Phillips, Bethesda, Maryland.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 1070–1086; one private bill, H.R. 1087; and one resolution, H.J. Res. 70, were introduced.

Page 6341

Reports Filed: Reports were filed as follows:

H.R. 517, to amend title V of Public Law 96–550, designating the Chaco Culture Archaeological Protection Sites (H. Rept. 104–56);

H.R. 536, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water Gap National Recreation Area, amended (H. Rept. 104–57);

H.R. 606, to amend the Dayton Aviation Heritage Preservation Act of 1992 (H. Rept. 104–58);

H.R. 694, entitled the "Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995," amended (H. Rept. 104–59);

H.R. 562, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona, amended (H. Rept. 104–60); and

H. Res. 101, providing for the consideration of H.R. 925, to compensate owners of private property for the effect of certain regulatory restrictions (H. Rept. 104–61).

Pages 6314, 6341

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Dickey to act as Speaker pro tempore for today.

Page 6248

Recess: House recessed at 10:17 a.m. and reconvened at 11:00 a.m.

Page 6254

Veterans of Foreign Wars: House passed S. 257, to amend the charter of the Veterans of Foreign Wars to make eligible for membership those veterans that have served within the territorial limits of South Korea—clearing the measure for the President.

Page 6260

Risk Assessment and Cost-Benefit Analysis: By a recorded vote of 286 ayes to 141 noes, Roll No. 183, the House passed H.R. 1022, to provide regulatory reform and to focus national economic resources on the greatest risks to human health, safety, and the environment through scientifically objective and unbiased risk assessments and through the consideration of costs and benefits in major rules.

Page 6261

By a recorded vote of 174 ayes to 250 noes, Roll No. 182, the House rejected the Doggett motion to recommit the bill to the Committee on Science with instructions to report it back forthwith containing an amendment that would exclude peer reviewers who have a potential financial interest in the outcome.

Page 6311

Agreed To:

The Traficant amendment that defines the term "non-United States-based entity";

Page 6261

The Oxley amendment that directs the President, in considering national priorities, to consider priorities developed and submitted by State, local, and tribal governments;

Page 6261

The Smith of Michigan amendment that makes existing Federal agency databases available to other Federal agencies, subject to applicable confidentiality requirements;

Page 6277

The Hayes of Louisiana amendment that clarifies that certain provisions do not apply to section 404 of the Clean Water Act; and

Page 6285

The Walker amendment that sets forth the standards for environmental cleanup plans that are likely to cost in excess of $5 million.

Page 6307

Rejected:

The Roemer amendment that sought to change provisions regarding judicial review of agency actions (rejected by a recorded vote of 192 ayes to 231 noes, Roll No. 177);

Page 6262

The Markey amendment that sought to change the peer review guidelines established under the peer review program (rejected by a recorded vote of 177 ayes to 247 noes, Roll No. 178);

Page 6277

The Barton of Texas amendment that sought to establish a petition process under which affected businesses, individuals or other parties could petition Federal agencies to review and revise existing regulations or programs affecting human health, safety, or the environment which have compliance costs exceeding $25 million (rejected by a recorded vote of 206 ayes to 220 noes, Roll No. 179);

Page 6285

The Boehlert amendment that sought to set forth new rules of construction for decision criteria (rejected by a recorded vote of 181 ayes to 238 noes, Roll No. 180); and

Page 6297

The Brown of California amendment to the Walker amendment that sought to change the exceptions in which the coverage of this legislation would not apply (rejected by a recorded vote of 157 ayes to 263 noes, Roll No. 181).

Page 6307

Congressional Budget Office: Read a letter from the Speaker wherein he announced that on Wednesday, February 22, he and the President pro tempore of the Senate did jointly appoint Ms. June Ellenoff O'Neill as Director of the Congressional Budget Office, effective March 1, 1995, for the term of office beginning January 3, 1995.

Page 6314

Committees To Sit: The following committees received permission to sit on Wednesday, March 1, during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Transportation and Infrastructure, and Veterans' Affairs.

Page 6315

Meeting Hour: Agreed that the House will meet at 10:00 a.m. on Wednesday, March 1.

Page 6315

Federal Agency Rulemaking: House agreed to H. Res. 100, providing for the consideration of H.R. 926, to promote regulatory flexibility and enhance public participation in Federal agency rulemaking.

Page 6315

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 6343.

Quorum Calls—Votes: Seven recorded votes developed during the proceedings of the House today and appear on pages 6276, 6284, 6296, 6306, 6309, 6313, 6314.

Adjournment: Met at 9:30 a.m. and adjourned at 11:25 p.m.

Committee Meetings

COMMODITY FUTURES TRADING COMMISSION AUTHORIZATION

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops approved for full Committee action H.R. 618, to extend the authorization for appropriations for the Commodity Futures Trading Commission through fiscal year 2000.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from Mary Schapiro, Chairman, Commodity Futures Trading Commission; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the Agricultural Research Service and the Economic Research Service. Testimony was heard from the following officials of the USDA: Floyd P. Horn, Acting Under Secretary, Research, Education and Economics; R. Dean Plowman, Administrator, Agricultural Research Service; and John C. Dunmore, Acting Administrator, Economic Research Service.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers: Remaining Items, Appalachian Regional Commission, and on the TVA. Testimony was heard from Maj. Gen. Stanley G. Genega, USA, Director of Civil Works, Corps of Engineers, Department of the Army; the following officials of the Appalachian Regional Commission; Jesse L. White, Jr., Federal Co-Chairman; and Brereton Jones, Governor, State of Kentucky and CoChairman; and the following officials of the TVA: Craven Crowell, Chairman; Williams A. Kennoy and Johnny Hayes, both Directors.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies held a hearing on the Secretary of the Treasury. Testimony was heard from Robert E. Rubin, Secretary of the Treasury.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Office of Navajo and Hopi Indian Relocation, and on Institute of American Indian and Alaska Native Culture and Arts Development. Testimony was heard from the following officials of the Office of Navajo and Hopi Indian Relocation; Christopher J. Bavasi, Executive Director; Michael J. McAlister, Deputy Executive Director; and Paul Pessler, Legal Counsel; and Perry Gene Horst, President, Institute of American Indian and Alaska Native Culture and Arts Development.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the Nobel Laureates Biomedical Research Panel. Testimony was heard from a panel of Nobel Laureates.

MILITARY CONSTRUCTION APPROPRIATIONS

Committees on Appropriations: Subcommittee on Military Construction held a hearing on Army Military Construction. Testimony was heard from Robert M. Walker, Assistant Secretary, Army (Installations, Logistics and Environment), Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Military Quality of Life Issues. Testimony was heard from the following officials of the Department of Defense: Sgt. Maj. Richard A. Kidd, USA; Master Chief PO John Hagan, USN; and Chief M. Sgt. David J. Campanale, USAF.

The Subcommittee also met in executive session to hold a hearing on the U.S. Transportation Command. Testimony was heard from Gen. Robert L. Rutherford, USAF, Commander in Chief, U.S. Transportation Command.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on the Coast Guard. Testimony was heard from Adm. Robert E. Kramek, USCG, Commandant, U.S. Coast Guard, Department of Transportation.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the U.S. Postal Service/GAO, U.S. Mint, Bureau of Engraving and Printing, and on the Bureau of Public Debt. Testimony was heard from J. William Gadsby, Director, GAO; Marvin Runyon, Postmaster General and Chief Executive Officer, U.S. Postal Service; the following officials of the Department of the Treasury: Philip N. Diehl, Director, U.S. Mint; Peter H. Daly, Director, Bureau of Engraving and Printing; and Richard L. Gregg, Commissioner, Bureau of the Public Debt.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the Selective Service System and on the Neighborhood Reinvestment Corporation. Testimony was heard from Gil Coronado, Executive Director, Selective Service System; and George Knight, Director, Neighborhood Reinvestment Corporation.

FINANCIAL SERVICES COMPETITIVENESS ACT AND RELATED ISSUES

Committee on Banking and Financial Service: Held a hearing on the following: H.R. 18, Financial Services Competitiveness Act of 1995, Glass-Steagall Reform; and related issues. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Tigert Helfer, Chairman, FDIC; and the following officials of the Department of the Treasury: Eugene A. Ludwig, Comptroller of the Currency; and Jonathan L. Fiechter, Acting Director, OTS.

Hearings continue tomorrow.

VIRTUES OF PRIVATIZATION

Committee on the Budget: Held a hearing on Could a Free Market Work Here? The Virtues of Privatization. Testimony was heard from Representative Klug.

Hearings continue tomorrow.

SIMPLIFYING AND STREAMLINING THE FEDERAL PROCUREMENT PROCESS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information and Technology held a hearing on Simplifying and Streamlining the Federal Procurement Process. Testimony was heard from Steven Kelman, Administrator, Federal Procurement Policy, OMB; Colleen A. Preston, Deputy Under Secretary, Acquisition Reform, Department of Defense; Robert P. Murphy, Deputy General Counsel, GAO; and public witnesses.

COMMITTEE FUNDING

Committee on House Oversight: Met to consider funding requests for the following Committees: House Oversight; Ways and Means; Agriculture; Commerce; National Security; Rules; Transportation and Infrastructure; International Relations; Government Reform and Oversight; and Veterans Affairs.

TERM LIMITS

Committee on the Judiciary: Ordered reported amended, without recommendation, H.J. Res. 2, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and House of Representatives.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on fiscal year 1996 national defense authorization. Testimony was heard from the following officials of the Department of Defense: Adm. Richard C. Macke, USN, Commander in Chief, U.S. Pacific Command; and Gen. Gary E. Luck, USA, Commander in Chief, U.S. Forces Korea.

Hearings continue March 2.

PRIVATE PROTECTION ACT

Committee on Rules: Granted, by voice vote, a modified open rule providing for one hour of general debate on H.R. 925, Private Property Protection Act of 1995. The rule waives section 302(f) of the Budget Act (prohibiting consideration of legislation providing budget authority or outlays in excess of a committee's allocation) against consideration of the bill. The rule waives section 308(a) of the Budget Act (requiring a CBO cost estimate in the committee report on a legislation containing new budget authority, new spending authority, new credit authority, or a change in revenues) against consideration of the bill. The rule waives section 311(a) of the Budget Act (prohibiting consideration of legislation or an amendment that would cause the total level of new budget authority or outlays in the most recent budget resolution to be exceeded, or would cause revenues to be less) against consideration of the bill. The rule waives section 401(b) of the Budget Act (prohibiting consideration of legislation providing new entitlement authority which becomes effective in the fiscal year which ends in the calendar year the bill is reported) against consideration of the bill. The rule provides a 12 hour time limit on the amending process. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as an original bill for the purpose of amendment which shall be considered as read. Clause 7, rule XVI (germaneness) is waived against the committee substitute. Clause 5(a), rule XXI (prohibiting appropriations in a legislative bill) is waived against the committee substitute. The rule waives section 302(f) of the Budget Act (prohibiting consideration of legislation providing budget authority or outlays in excess of a committee's allocation) against the committee substitute. The rule waives section 311(a) of the Budget Act (prohibiting consideration of legislation or an amendment that would cause the total level of new budget authority or outlays in the most recent budget resolution to be exceeded, or would cause revenues to be less) against the committee substitute. Section 401(b) of the Budget Act (prohibiting consideration of legislation providing new entitlement authority which becomes effective in the fiscal year which ends in the calendar year the bill is reported) is waived against the committee substitute. No amendment to the committee substitute will be in order unless it is pre-printed in the CONGRESSIONAL RECORD before the beginning of consideration of the bill for amendment. Pre-printed amendments shall be considered as read. Clause 5(a), rule XXI (prohibiting appropriations in a legislative bill) is waived against the amendment printed in the report of the Committee on Rules to be offered by Representative Canady or a designee. It will first be in order to consider as an amendment to the Canady amendment, an amendment to be offered by Representative Tauzin or his designee printed in the report accompanying this resolution. The rule provides one motion to recommit with or without instructions. Section 2 of the rule provides that after passage of H.R. 925, it will be in order to consider in the House H.R. 9, and all points of order against the bill and its consideration are waived. It will then be in order to move to strike out all after section 1 of the bill, and insert a text composed of four regulatory bills as passed by the House: (1) H.R. 830, (2) H.R. 925, (3) H.R. 926, and (4) H.R. 1022. All points of order against the motion are waived. Provides one motion to recommit with or without instructions. Testimony was heard from Representatives Canady, Gilchrest, Conyers, Tauzin, Wyden, and Farr.

SBA OVERALL REVIEW

Committee on Small Business: Held a hearing on Overall Review of the SBA and Its Programs. Testimony was heard from the following former Administrators of the SBA: Eugene F. Foley, Vernon Weaver, and James Sanders; and a public witness.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

IMPROVE THE NATIONAL HIGHWAY SYSTEM AND ANCILLARY ISSUES RELATING TO HIGHWAY AND TRANSIT PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on legislation to Improve the National Highway System and Ancillary Issues Relating to Highway and Transit Programs. Testimony was heard from Larry Reuter, General Manager, Washington Metropolitan Area Transit Authority; and public witnesses.

Hearing continues tomorrow.

WELFARE REFORM

Committee on Ways and Means: Began consideration of welfare reform legislation.

Will continue tomorrow.

COLLECTION OVERVIEW

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Collection Overview. Testimony was heard from departmental witnesses.

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Wednesday, March 1, 1995

Senate

Chamber Action

Routine Proceedings, pages 6353–6468

Measures Passed:

Use of Capitol Rotunda: Senate agreed to H. Con. Res. 20, permitting the use of the rotunda of the Capitol for a ceremony to commemorate the days of remembrance of victims of the Holocaust.

Page 6353

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report on the National Security Strategy of the United States; referred to the Committee on Armed Services. (PM–23).

Page 6353

Transmitting the 13th annual report of the Department of Energy; referred to the Committee on Energy and Natural Resources. (PM–24).

Page 6353

Messages From the President: **Page 6353**

Additional Statements: **Page 6353**

Recess: Senate convened at 10 a.m., and recessed at 10:22 a.m., until 12 noon, on Thursday, March 2, 1995.

Committee Meetings

APPROPRIATIONS—CFTC/FCA/FOOD AND DRUG ADMINISTRATION

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Mary L. Schapiro, Chairman, Commodity Futures Trading Commission; Marsha P. Martin, Chairman, Farm Credit Administration; and David A. Kessler, Commissioner, Food and Drug Administration, Department of Health and Human Services.

Subcommittee will meet again on Wednesday, March 8.

APPROPRIATIONS—STATE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of State, receiving testimony from Warren Christopher, Secretary of State.

Subcommittee will meet again on Tuesday, March 7.

APPROPRIATIONS—ATOMIC ENERGY DEFENSE

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1996 for energy and water development, focusing on Department of Energy atomic energy defense activities, receiving testimony from Victor H. Reis, Assistant Secretary for Defense Programs, and Kenneth E. Baker, Acting Director, Office of Nonproliferation and National Security, both of the Department of Energy; and Harold Smith, Assistant Secretary of Defense for Atomic Energy.

Subcommittee will meet again on Tuesday, March 14.

APPROPRIATIONS—NEA/NEH

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Jane Alexander, Chairperson, National Endowment for the Arts; and Sheldon Hackney, Chairperson, National Endowment for the Humanities.

Subcommittee will meet again on Wednesday, March 8.

AIRLINE COMPETITION

*Committee on Commerce, Science, and Transportation:*Subcommittee on Aviation concluded hearings to review the recommendations of the National Commission to Ensure a Strong Competitive Airline Industry, after receiving testimony from Gerald L. Baliles, Hunton and Williams, Washington, D.C., on behalf of the National Commission to Ensure a Strong Competitive Airline Industry.

AUTHORIZATION—SPACE PROGRAMS

*Committee on Commerce, Science, and Transportation:*Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for the space programs of the National Aeronautics and Space Administration, Department of Transportation, and the Department of Commerce, after receiving testimony from Daniel S. Goldin, Administrator, France Cordova, Chief Scientist, Malcolm Peterson, Deputy Comptroller, Wesley Harris, Associate Administrator for Aeronautics, and Charles Kennel, Associate Administrator for Mission to Planet Earth, all of the National Aeronautics and Space Administration; Keith Calhoun-Senghor, Director, Office of Air and Space Commercialization, Department of Commerce; and Frank Weaver, Director, Office of Commercial Space Transportation, Department of Transportation.

ALASKA POWER ADMINISTRATION SALE ACT

Committee on Energy and Natural Resources: Committee concluded hearings on S. 395, to provide for the sale of Alaska Power Administration assets, and to allow exports of Alaska North Slope crude oil when carried on United States flag vessels, after receiving testimony from Senator Stevens; Representative Thomas; William H. White, Deputy Secretary of Energy; Alaska Lt. Governor Fran Ulmer, and Howard Marlowe, Coalition to Keep Alaska Oil, both of Juneau; California Secretary of the Resources Agency Douglas Wheeler, and Jerry Hoffman, California Independent Petroleum Association, both of Sacramento; Michael Sacco, Seafarers International Union of North America (AFL–CIO), Camp Springs, Maryland; George Alcorn, Alcorn Exploration, Houston, Texas, on behalf of the Independent Petroleum Association of America; Linda L. Adamany, BP Oil Shipping Company, USA, Cleveland, Ohio; Peter Sutton, Tosco Corp., Stamford, Connecticut; David Lohman, Port of Portland, Portland, Oregon; and Tom Jones, Shipbuilders Council of America, Jacksonville, Florida.

FOREST HEALTH PROTECTION

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 391, to protect and restore the health of Federal forest lands, after receiving testimony from James R. Lyons, Under Secretary for Natural Resources and Environment, and Jack Ward Thomas, Chief, Forest Service, both of the Department of Agriculture; Maitland Sharpe, Assistant Director for Resource Assessment and Planning, Bureau of Land Management, Department of the Interior; Thomas M. Bonnicksen, Texas A&M University, College Station; James E. Hubbard, Fort Collins, Colorado, on behalf of the National Association of State Foresters; Arthur D. Partridge, University of Idaho, Moscow; Dominick A. DellaSala, World Wildlife Fund, R. Neil Sampson, American Forests, Brock Evans, National Audubon Society, and Steven P. Quarles, Crowell and Moring, on behalf of the American Forest and Paper Association, all of Washington, D.C.; Mark Simmons, Western Council of Industrial Workers/United Brotherhood of Carpenters and Joiners of America, Elgin, Oregon; and John Osborn, Inland Empire Public Lands Council, Spokane, Washington.

SOLID WASTE INTERSTATE TRANSPORTATION AND FLOW CONTROL

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control and Risk Assessment concluded hearings on proposals to authorize State and local governments to enact flow control laws and to regulate the interstate transportation of solid waste, including S. 398 and S. 465, after receiving testimony from Senators Coats and Cohen; Representatives Pallone and Christopher Smith; New Jersey Governor Christine Todd Whitman, Trenton; Edward C. Farrell, New York State Conference of Mayors and Municipal Officials, Albany; Randy Johnson, Hennepin County, Minnesota, on behalf of the National Association of Counties; Jonathan H. Adler, Competitive Enterprise Institute, Micah S. Green, Public Securities Association, and Michael O. Roush, National Federation of Independent Business, all of Washington, D.C.; Anthony F. Ciofalo, Allied Waste Industries, Scottsdale, Arizona, on behalf of the National Solid Wastes Management Association; and Allen Hershkowitz, Natural Resources Defense Council, New York, New York.

SOCIAL SECURITY

Committee on Finance: Committee held hearings on proposals to change the Social Security earnings limit and repeal the tax on 85% of Social Security benefits, receiving testimony from Senator McCain; Representative Hastert; Robert J. Myers, former Chief Actuary, Social Security Administration; Department of Health and Human Services; Bruce Bartlett, National Center for Policy Analysis, Dallas, Texas; Martha McSteen, National Committee to Preserve Social Security and Medicare, Washington, D.C.; and Deroy Murdock, Third Millennium, New York, New York.

Hearings were recessed subject to call.

START II TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (START II Treaty) signed at Moscow on January 3, 1993, including the following documents, which are integral parts thereof: the Elimination and Conversion Protocol; the Exhibitions and Inspections Protocol; and the Memorandum of Attribution (Treaty Doc. 103–1), receiving testimony from William J. Perry, Secretary of Defense; and Gen. John M. Shalikashvili, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

WELFARE REFORM

Committee on Labor and Human Resources: Committee held hearings on the impact of welfare reform and work requirements on the child care system, receiving testimony from Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, General Accounting Office; Sandra L. Hofferth, University of Michigan, Ann Arbor; Deborah A. Phillips, Director, Board on Children and Families, National Research Council; Patricia Siegel, California Child Care Resource and Referral Network, San Francisco; Robert I. Lerman, American University, Washington, D.C.; Claudia Langguth, Tonn and Associates, Austin, Texas; Judith Rosen, Fairfax County Office for Children, Fairfax, Virginia; and Tamara Elser, Fair Haven, Vermont.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, March 8.

House of Representatives

Chamber Action

Bills Introduced: Twenty public bills, H.R. 1088–1107; one private bill, H.R. 1108; and three resolutions, H.J. Res. 71–72 and H. Res. 102, were introduced.

Page 6451

Reports Filed: Reports were filed as follows:

H.R. 988, to reform the Federal civil justice system, amended (H. Rept. 104–62); and

H.R. 917, to establish procedures for product liability actions, amended (H. Rept. 104–63, Pt. I).

Page 6451

Mexico-United States Interparliamentary Group: The Speaker appointed the following Member as a member on the part of the House of the United States delegation of the Mexico-United States Interparliamentary Group for the first session of the 104th Congress: Representative Kolbe, Chairman.

Page 6358

Presidential Messages: Read the following messages from the President:

Energy: Message wherein he transmits the 13th annual report of the Department of Energy, which covers the years 1992 and 1993—referred to the Committee on Commerce;

Page 6365

National security strategy: Message wherein he transmits a report on the National Security Strategy of the United States—referred to the Committee on National Security; and

Page 6365

Transportation: Message wherein he transmits the annual report of the Department of Transportation, which covers fiscal year 1993—referred to the Committee on Transportation and Infrastructure.

Page 6365

Federal Agency Rulemaking: By a yea-and-nay vote of 415 yeas to 15 nays, Roll No. 187, the House passed H.R. 926, to promote regulatory flexibility and enhance public participation in Federal agency rulemaking.

Page 6365

Agreed to the committee amendment in the nature of a substitute.

Page 6407

Agreed To:

The Ewing amendment that extends the filing deadline for judicial review from 180 days to one year (agreed to by a recorded vote of 420 ayes to 5 noes, Roll No. 184);

Page 6377

The Gekas en bloc technical amendment, as amended by the Traficant amendment, that makes certain technical changes and exempts agency actions implementing or administering the internal revenue laws of the United States or regulations proposed or issued in connection with ensuring the collection of taxes from a subsidiary of a foreign company doing business in the United States;

Page 6391

The Traficant amendment that exempts any regulation proposed or issued in connection with imposing trade sanctions against any country that engages in illegal trade activities against the United States that are injurious to American technology, jobs, pensions, or general economic well-being;

Page 6393

The Franks of New Jersey amendment that requires final regulatory impact analyses to contain a statement of whether the rule will require anyone to obtain licenses, permits, or other certifications, and to specify any associated fines; and

Page 6393

The Conyers amendment to the regulatory impact analysis provisions that requires that all contacts to an agency regarding rulemakings be described, recorded, and made available to the public (agreed to by a recorded vote of 406 ayes to 23 noes, Roll No. 186).

Page 6403

Rejected:

The Watt of North Carolina amendment that sought to provide that the U.S. District Court for the District of Columbia have exclusive jurisdiction over any judicial review actions;

Page 6387

The Watt of North Carolina amendment that sought to exempt Federal banking agencies;

Page 6389

The Reed amendment to the regulatory impact analysis provisions that sought to define "major rule" as a rule that was likely to result in an economic impact of at least $100 million annually (rejected by a recorded vote of 159 ayes to 266 noes, Roll No. 185).

Page 6397

The following amendments were offered but subsequently withdrawn:

The Volkmer amendment to the Ewing amendment that sought to reduce the filing deadline for judicial review from 180 days to 90 days;

Page 6384

The Reed amendment that sought to modify the regulatory impact analysis requirements provisions by requiring the proposed rule to provide for "the most cost-effective approach" rather than "the least costly approach";

Page 6393

The Chapman amendment that sought to require agencies to review the regulatory impact analyses of all existing rules on the basis of the bill's provisions and to provide for a renewal review of each major rule with a sunset if not done on a 7-year basis;

Page 6395

The Volkmer amendment that sought to modify the definition of "major rule" as one that is likely to result in a "5-percent increase" rather than a "major increase" in costs for consumers, industries, or government agencies; and

Page 6405

The Reed amendment that sought to place certain limits on judicial review of the regulatory impact analysis provisions.

Page 6406

Mexico Loan Guarantee Inquiry: By a recorded vote of 407 ayes to 21 noes, Roll No. 188, the House agreed to H. Res. 80, requesting the President to submit information to the House of Representatives concerning actions taken through the exchange stabilization fund to strengthen the Mexican peso and stabilize the economy of Mexico.

Page 6408

Committees To Sit: The following committees received permission to sit during proceedings of the House under the 5-minute rule on Thursday, March 2: Committee on Banking and Financial Services, Committee on Economic and Educational Opportunities, Government Reform and Oversight, International Relations, National Security, Resources, Science, Small Business, and Transportation and Infrastructure.

Page 6423

Private Property Protection: House completed all general debate on H.R. 925, to compensate owners of private property for the effect of certain regulatory restrictions; but came to no resolution thereon. Consideration of amendments will begin on Thursday, March 2.

Page 6434

Earlier, it was made in order that the House could proceed to general debate on the bill as though under H. Res. 101 during any postponement of proceedings on the rule. House completed all debate on H. Res. 101, the rule under which the bill is being considered. The vote on the rule will be taken on Thursday, March 2.

Page 6423

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 6452.

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 6386, 6402, 6404, 6407, 6422. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:15 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Agricultural Marketing Service, Grain Inspection, and on Packers and Stockyards Administration. Testimony was heard from the following officials of the USDA: Patricia A. Jensen, Acting Assistant Secretary, Marketing and Regulatory Programs; James R. Baker, Administrator, Grain Inspection, Packers, and Stockyards Administration; and Lon S. Hatamiya, Administrator, Agricultural Marketing Service.

The Subcommittee also continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on Inspectors General—Review of Department and Agency IG Recommendations. Testimony was heard from the following Inspector Generals: Frank DeGeorge, Department of Commerce; Michael Bromwich, Department of Justice; Harold W. Geisel, Acting, Department of State, and the Arms Control and Disarmament Agency; Marian C. Bennett, U.S. Information Agency; A. Mary Schiavo, Department of Transportation; James F. Hoobler, SBA; Edouard Quatrevaux, Legal Services Corporation; Aletha L. Brown, Acting, EEOC; Jane E. Altenhofen, U.S. International Trade Commission; Tony P. Kominoth, Federal Maritime Commission; Frederick J. Zirkel, FTC; Walter Stachnik, SEC; and H. Walker Feaster, III, Acting, FCC.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Secretary of the Interior and on Bureau of Reclamation. Testimony was heard from the following officials of the Department of the Interior: Bruce Babbitt, Secretary; and Daniel P. Beard, Commissioner, Bureau of Reclamation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on U.S. Geological Survey. Testimony was heard from Gordon P. Eaton, Director, U.S. Geological Survey, Department of the Interior.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the Secretary of Education, Elementary and Secondary Education; and on Educational

Reform. Testimony was heard from the following officials of the Department of Education: Richard W. Riley, Secretary; Thomas W. Payzant, Assistant Secretary, Elementary and Secondary Education; and Eugene Garcia, Director, Office of Bilingual Education and Minority Languages Affairs.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Joint Operational Requirements and Counter-Proliferation. Testimony was heard from the following officials of the Department of Defense: VAdm. William Owens, USN, Vice Chairman, Joint Chiefs of Staff; and Harold Smith, Assistant Secretary, Atomic Energy; and Gordon Oehler, Director, Counter-Proliferation Center.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on the Inspector General's Budget and on the Saint Lawrence Seaway Development Corporation. Testimony was heard from the following officials of the Department of Transportation: A. Mary Schiavo, Inspector General; and Stanford E. Parris, Administrator, Saint Lawrence Seaway Development Corporation.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Administrative Conference of the U.S., Advisory Commission on Intergovernmental Relations, Committee on Purchase from People Who are Blind or Severely Disabled, and Office of Special Counsel, and on Federal Election Commission. Testimony was heard from Lee Ann Elliott, Vice-Chairman, FEC; Thomasina V. Rogers, Chair, Administrative Conference of the U.S.; William F. Winter, Chairman, Advisory Commission on Intergovernmental Relations; Ira L. Kemp, Chairperson, Committee on Purchase from People Who are Blind or Severely Disabled; and Kathleen Day Koch, Special Counsel, Office of Special Counsel.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the FDIC, the Resolution Trust Corporation, and on Council on Environmental Quality. Testimony was heard from John F. Bovenzi, Director, Division of Depositor and Asset Services, FDIC; John J. Adair, Inspector General, RTC; and Kathleen A. McGinty, Chair, Council on Environmental Quality.

FINANCIAL SERVICES COMPETITIVENESS ACT AND RELATED ISSUES

Committee on Banking and Financial Service: Continued hearings on the following: H.R. 18, Financial Services Competitiveness Act of 1995, Glass-Steagall Reform; and related issues. Testimony was heard from the following officials of the Department of the Treasury: Robert E. Rubin, Secretary; and Frank N. Newman, Under Secretary, Domestic Finance.

Hearings continue March 7.

VIRTUES OF PRIVATIZATION

Committee on the Budget: Continued hearings on Could a Free Market Work Here? The Virtues of Privatization. Testimony was heard from public witnesses.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education and Training held a hearing on training issues. Testimony was heard from public witnesses.

Hearings continue March 3.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Proposals for Cost Reduction, Improved Efficiency and Reform at the Department of Health and Human Services. Testimony was heard from Donna E. Shalala, Secretary of Health and Human Services.

COMMITTEE FUNDING

Committee on House Oversight: Met to consider funding requests for the following Committees; Judiciary; Economic and Educational Opportunities; Small Business; Budget; Permanent Select on Intelligence; Standards of Official Conduct; Resources; Science; and Banking and Financial Services.

FOREIGN RELATIONS AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations and Human Rights concluded hearings on Foreign Relations Authorization; U.S. Information Agency. Testimony was heard from Joseph Duffey, Director, U.S. Information Agency; and Carl Gershman, President, National Endowment for Democracy.

COMMITTEE ORGANIZATION

Committee on Small Business: Subcommittee on Procurement, Exports, and Business Opportunities met for organizational purposes.

METROPOLITAN WASHINGTON AIRPORTS AMENDMENTS ACT; BUDGET RECOMMENDATIONS; COMMITTEE BUSINESS

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 1036, Metropolitan Washington Airports Amendments Act of 1995.

The Committee also approved Budget recommendations for the report to the Committee on the Budget and other Committee pending business.

IMPROVE THE NATIONAL HIGHWAY SYSTEM AND ANCILLARY ISSUES RELATING TO HIGHWAY AND TRANSIT PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on legislation to Improve the National Highway System and Ancillary Issues Relating to Highway and Transit Programs. Testimony was heard from Senators Campbell and Snowe; Representatives Klug, Combest, and Bereuter; and public witnesses.

Hearings continue tomorrow.

WELFARE REFORM

Committee on Ways and Means: Began markup of welfare reform legislation.

Will continue tomorrow.

Joint Meetings

DISABLED AMERICAN VETERANS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review the legislative recommendations of the Disabled American Veterans, after receiving testimony from Donald A. Sioss, Disabled American Veterans, Washington, D.C.

UNFUNDED MANDATE REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments, to strengthen the partnership between the Federal Government and State, local and tribal governments, to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities, and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, but did not complete action thereon, and will meet again tomorrow.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House.

The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through February 28, 1995

	Senate	*House*	*Total*
Days in session	36	34	..
Time in session	316 hrs., 03′	296 hrs., 46′	..
Congressional Record:			
Pages of proceedings	3,304	2,394	..
Extensions of Remarks	..	467	..
Public bills enacted into law	2	..	..
Private bills enacted into law	..	..	..
Bills in conference	1	..	..
Measures passed, total	57	71	..
Senate bills	6	4	..
House bills	1	18	..
Senate joint resolutions	..	..	..
House joint resolutions	..	2	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	2	5	..
Simple resolutions	48	42	..
Measures reported, total	*26	*61	..
Senate bills	5	..	..
House bills	..	37	..
Senate joint resolutions	1	..	..
House joint resolutions	1	2	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	19	22	..
Special reports	1	..	..
Conference reports	0	..	..
Measures pending on calendar	18	21	..
Measures introduced, total	593	1,290	..
Bills	479	1,087	..
Joint resolutions	27	70	..
Concurrent resolutions	8	32	..
Simple resolutions	79	101	..
Quorum calls	2	7	..
Yea-and-nay votes	97	40	..
Recorded votes	..	136	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 10 reports has been filed in the Senate; a total of 61 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through February 28, 1995

Civilian nominations, totaling 142, disposed of as follows:

Confirmed	2
Unconfirmed	140

Civilian nominations (FS, PHS, CG, NOAA), totaling 697, disposed of as follows:

Unconfirmed	697

Air Force nominations, totaling 9,764, disposed of as follows:

Confirmed	9,490
Unconfirmed	274

Army nominations, totaling 3,187, disposed of as follows:

Confirmed	2,627
Unconfirmed	560

Navy nominations, totaling 998, disposed of as follows:

Confirmed	884
Unconfirmed	114

Marine Corps nominations, totaling 375, disposed of as follows:

Confirmed	94
Unconfirmed	281

Summary

Total nominations received this session	15,163
Total confirmed	13,097
Total unconfirmed	2,066

Thursday, March 2, 1995

Senate

Chamber Action

Routine Proceedings, pages 6469–6709

Measures Introduced: Fourteen bills and four resolutions were introduced, as follows: S. 480–493, S.J. Res. 28, and S. Res. 82–84.

Page 6550

Measures Reported: Reports were made as follows:

Special Report on the legislative and oversight activities during the 103d Congress by the Senate Committee on Veterans' Affairs. (S. Rept. No. 104–11)

H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with amendments. (S. Rept. No. 104–12)

Page 6549

Measure Passed:

Florida Statehood Anniversary: Senate agreed to S. Res. 84, saluting Florida on the 150th anniversary of Florida statehood.

Page 6599

Measure Rejected:

Balanced Budget Constitutional Amendment: By 65 yeas to 35 nays (Vote No. 98), two-thirds of Senators voting, a quorum being present, not having voted in the affirmative, Senate failed to pass H.J. Res. 1, proposing a balanced budget amendment to the Constitution of the United States.

Page 6469

Subsequently, a motion was entered to reconsider the vote (Vote No. 98) by which the resolution failed of passage.

Page 6471

Nominations Confirmed: Senate confirmed the following nominations:

Alton W. Cornella, of South Dakota, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Rebecca G. Cox, of California, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

General James B. Davis, United States Air Force, Retired, of Florida, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

S. Lee Kling, of Maryland, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Benjamin F. Montoya, of New Mexico, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Wendi Louise Steele, of Texas, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

Josue Robles, Jr., of Texas, to be a Member of the Defense Base Closure and Realignment Commission for a term expiring at the end of the first session of the 104th Congress.

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Messages From the House:	**Page 6549**
Measures Referred:	**Page 6549**
Communications:	**Page 6549**
Executive Reports of Committees:	**Page 6459**
Statements on Introduced Bills:	**Page 6550**
Additional Cosponsors:	**Page 6588**
Amendments Submitted:	**Page 6591**
Notices of Hearings:	**Page 6593**
Authority for Committees:	**Page 6593**
Additional Statements:	**Page 6594**

Record Votes: One record vote was taken today. (Total–98)

Page 6471

Recess: Senate convened at 12 noon, and recessed at 6:07 p.m., until 10 a.m., on Friday, March 3, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 6600.)

Committee Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Transportation, receiving testimony from Federico Peña, Secretary of Transportation.

Subcommittee will meet again on Thursday, March 9.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, receiving testimony from Shelia E. Widnall, Secretary of the Air Force; and Gen. Ronald R. Fogleman, USAF, Chief of Air Force Staff.

Committee will meet again on Tuesday, March 7.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Sheila Cheston, of the District of Columbia, to be General Counsel of the Department of the Air Force; Herschelle Challenor, of Georgia, to be a Member of the National Security Education Board, Department of Defense; and Josue Robles, Jr., of Texas, to be a Member of the Defense Base Closure and Realignment Commission.

SECURITIES LITIGATION REFORM

*Committee on Banking, Housing, and Urban Affairs:*Subcommittee on Securities held hearings on proposals to reform the process of securities litigation, including S. 240, receiving testimony from Senators Dodd and Domenici; Marc E. Lackritz, Securities Industry Association, J. Carter Beese, Jr., Center for Strategic and International Studies, and Nell Minow, LENS Inc., all of Washington, D.C.; James F. Morgan, Morgan, Holland Ventures Corporation, Boston, Massachusetts, on behalf of the National Venture Capital Association; George Sollman, Centigram Communications Corporation, San Jose, California, on behalf of the American Electronics Association; and Christopher J. Murphy III, 1st Source Corporation, South Bend, Indiana, on behalf of the Association of Publicly Traded Companies.

TELECOMMUNICATIONS

*Committee on Commerce, Science, and Transportation:*Committee held hearings to examine United States telecommunications policy reform issues, receiving testimony from Anne K. Bingaman, Assistant Attorney General for Antitrust, Department of Justice; Larry Irving, Assistant Secretary of Commerce for Communications and Information; Kenneth Gordon, Massachusetts Department of Public Utilities, and Lee L. Selwyn, Economics and Technology, Inc., both of Boston, Massachusetts; Peter W. Huber, Manhattan Institute, Bethesda, Maryland; George Gilder, Discovery Institute, Tyringham, Massachusetts; Clay T. Whitehead, Clay Whitehead Associates, McLean, Virginia; Henry Geller, Markle Foundation, Washington, D.C.; and John W. Mayo, University of Tennessee, Knoxville.

Hearings were recessed subject to call.

NUCLEAR WASTE POLICY

Committee on Energy and Natural Resources: Committee held hearings on proposals to revise certain provisions of the Nuclear Waste Policy Act of 1982 to provide for the safe disposal of high-level nuclear waste, including S. 167, S. 429, S. 443, and S. 473, receiving testimony from Senator Bryan; Hazel R. O'Leary, Secretary of Energy; Nevada Governor Bob Miller, and Nevada State Senator Raymond D. Rawson, both of Carson City; Mayor Kevin Phillips, Caliente, Nevada; Cameron McRae, Nye County Board of Commissioners, Tonopah, Nevada; Kris Sanda, Minnesota Department of Public Service, St. Paul, on behalf of the Nuclear Waste Strategy Coalition; Emmit George, Iowa Public Service Commission, Des Moines, on behalf of the National Association of Regulatory Utility Commissioners; Samuel K. Skinner, Commonwealth Edison Company, Chicago, Illinois, on behalf of the Nuclear Energy Institute; and Bill Magavern, Public Citizen, Washington, D.C.

Hearings were recessed subject to call.

ENDANGERED SPECIES

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries and Wildlife held oversight hearings on the implementation of Section 7 of the Endangered Species Act by the Forest Service and the National Marine Fisheries Service, receiving testimony from James R. Lyons, Under Secretary for Natural Resources and Environment, and Jack Ward Thomas, Chief, Forest Service, both of the Department of Agriculture; and Douglas K. Hall, Assistant Secretary for Oceans and Atmosphere, and Rolland A. Schmitten, Assistant Administrator for Fisheries, both of the Department of Commerce.

Subcommittee will meet again on Tuesday, March 7.

MIDDLE INCOME TAX CREDIT

Committee on Finance: Committee held hearings to examine proposals to reduce taxes for middle-income Americans, focusing on a $500-per-child tax credit, a reduction in the marriage penalty, and a deduction for education and job training expenses, receiving testimony from Gary L. Bauer, Family Research Council, C. Fred Bergsten, Competitiveness Policy Council, Daniel J. Mitchell, The Heritage Foundation, and Robert J. Shapiro, Progressive Policy Institute, all of Washington, D.C.; and Deborah H. Schenk, New York University Law School, New York.

Hearings were recessed subject to call.

IRAN AND IRAQ

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings to examine United States policy towards Iran and Iraq, receiving testimony from Senator McCain; Joseph S. Nye, Assistant Secretary of Defense for International Security Affairs; Robert H. Pelletreau, Assistant Secretary of State for Near Eastern Affairs; Anthony H. Cordesman, Georgetown University, James Placke, Cambridge Energy Research

Associates, and Graham Fuller, Rand Corporation, all of Washington, D.C.; and Daniel Pipes, *Middle East Quarterly*, Philadelphia, Pennsylvania.

Subcommittee will meet again on Tuesday, March 7.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered reported the following bills:

S. 4, to grant the power to the President to reduce budget authority, without recommendation; and

S. 14, to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed cancellations of budget items, without recommendation, with an amendment.

AUTHORIZATION—ARTS AND HUMANITIES

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities concluded hearings on proposed legislation authorizing funds for programs of the National Foundation on the Arts and Humanities Act of 1965, focusing on the National Endowment for the Humanities, after receiving testimony from Sheldon Hackney, Chairman, National Endowment for the Humanities, National Foundation on the Arts and the Humanities; Victor R. Swenson, Vermont Council on the Humanities, Hyde Park; David A. Berry, Essex County College, Newark, New Jersey, on behalf of the Community College Humanities Association; Alberta Arthurs, Rockefeller Foundation, and Barry R. Gross, National Association of Scholars, both of New York, New York; and Walter Berns, American Enterprise Institute, Washington, D.C.

FEDERAL DISABILITY PROGRAMS

Special Committee on Aging: Committee concluded hearings to examine the growth in the Supplemental Security Income and Social Security disability programs and the disincentives toward work and self-sufficiency that exist in the Federal disability programs, after receiving testimony from Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, General Accounting Office; Mary Jane Owen, National Catholic Office for Persons with Disabilities, Carolyn Weaver, American Enterprise Institute, Gerben DeJong, Georgetown University School of Medicine, and Edward Eckenhoff, National Rehabilitation Hospital, all of Washington, D.C.; Sally Satel, Yale University, New Haven, Connecticut; Ann DeWitt, Maine Disability Determination Services, Augusta; and Bob Cote, Denver, Colorado.

House of Representatives

Chamber Action

Bills Introduced: Twelve public bills, H.R. 1109–1120, and one resolution, H.J. Res. 73, were introduced.

Page 6697

Report Filed: The following report was filed as follows:

H.R. 956, to establish legal standards and procedures for product liability litigation, amended (H. Rept. 104–64, Part I).

Page 6697

Franklin Delano Roosevelt Memorial Commission: The Speaker appointed Representative Lewis of California to serve as a member of the Franklin Delano Roosevelt Memorial Commission on the part of the House.

Page 6601

Private Property Protection: House began consideration of amendments on H.R. 925, to compensate owners of private property for the effect of certain regulatory restrictions; but came to no resolution thereon. Consideration of amendments will resume on Friday, March 3.

Page 6606

Pending when the Committee of the Whole rose was the Mineta amendment to the Canady substitute that seeks to increase the threshold for payment of compensation from a 10 percent to a 20 percent loss in property value.

Page 6675

Agreed to the Canady amendment in the nature of a substitute, as amended by the Tauzin amendment, that specifies that compensation would be required in cases where the affected portion of a private owner's property loses at least 10 percent of its value; states that it is Federal policy that no law or agency action should limit the use of privately owned property so as to diminish its value; directs Federal agencies to ensure that their action will not have such results; requires the Federal Government to purchase the portion of a property affected be an agency action, at fair market value, if the loss in value exceeds 50 percent and the owner so requests; and limits the scope of the bill's compensation requirements (agreed to by a recorded vote of 301 ayes to 128 noes, Roll No. 190).

Page 6614

Rejected:

The Porter amendment to the Canady substitute that sought to require that compensation not be paid to any Federal agency that has performed a private property impact analysis for the particular regulation or other agency action (rejected by a 186 ayes to 241 noes, Roll No. 191);

Page 6643

The Schroeder amendment to the Canady substitute that sought to require that any compensation paid to property owners be reduced by an amount equal to any increase in the value of the same property that resulted from other agency action;

Page 6662

The Goss amendment to the Canady substitute that sought to increase the threshold for payment of compensation from a 10 percent to a 30 percent loss in property value (rejected by a recorded vote of 210 ayes to 211 noes, Roll No. 192); and

Page 6665

The Wyden amendment to the Canady substitute that sought to restrict any activity likely to diminish the fair market value of any private homes and clarify the meaning of "private home" (rejected by a recorded vote 165 ayes to 260 noes, Roll No. 193).

Page 6665

H. Res. 101, the rule under which the bill is being considered, was agreed to by a yea-and-nay vote of 271 yeas to 151 nays, Roll No. 189. This rule was debated on Wednesday, March 1.

Page 6670

Committees to Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Friday, March 3, during the proceedings of the House under the five-minute rule: Committees on Commerce, Economic and Educational Opportunities, Judiciary, and Transportation and Infrastructure.

Page 6680

Senate Messages: Messages received from the Senate today appear on page 6601.

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 6606, 6642, 6661, 6669, 6675. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:44 p.m.

Committee Meetings

EMERGENCY SUPPLEMENTAL/RESCISSION APPROPRIATIONS; AND SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Began markup of the following: Emergency Supplemental/Rescission, Fiscal Year 1995; and Supplemental Appropriations for Fiscal Year 1995.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on the Secretary of State. Testimony was heard from Warren M. Christopher, Secretary of State.

LABOR, HHS, EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on Postsecondary Education. Testimony was heard from David Longanecker, Assistant Secretary, Postsecondary Education, Department of Education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Navy/Marine Corps Military Construction. Testimony was heard from Robert B. Pirie, Jr., Assistant Secretary of the Navy (Installations and Environment), Department of Defense.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on Amtrak. Testimony was heard from Jolene M. Molitoris, Administrator, Federal Railroad Administration, Department of Transportation; and Thomas M. Downs, President and Chairman of the Board, National Railroad Passenger Corporation (Amtrak).

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Federal Labor Relations Authority, Merit Systems Protection Board, Mo Udall Foundation, Office of Government Ethics and on U.S. Tax Court. Testimony was heard form Phyllis N. Segal, Chair, Federal Labor Relations Authority; Ben Erdreich, Chairman, Merit Systems Protection Board; Terrence L. Bracy, Chairman, Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation; Stephen D. Potts, Director, Office of Government Ethics; and Lapsley W. Hamblen, Chief Judge, U.S. Tax Court.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on Court of Veterans Appeals. Testimony was heard from Frank Q. Nebeker, Chief Judge, U.S. Court of Veterans Appeals.

FINANCIAL SERVICES MARKETS—CURRENT STATE AND FUTURE

Committee on Banking and Financial Service: Subcommittee on Capital Markets, Securities and Government-Sponsored Enterprises held a hearing on the Current State and Future of the Financial Services Markets. Testimony was heard from public witnesses.

HUD SECURITY CONTRACTS AND COMPANIES AFFILIATED WITH NATION OF ISLAM

Committee on Banking and Financial Service: Subcommittee on General Oversight and Investigations held a hearing regarding security contracts between the HUD and HUD related entities, and companies affiliated with the Nation of Islam. Testimony was heard from Henry Cisneros, Secretary of Housing and Urban Development; Jules Polonetsky, member, Assembly, State of New York; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protection approved for full Committee action amended the following bills: H.R. 246, to repeal the Service Contract Act of 1965; and H.R. 500, to repeal the Davis-Bacon Act.

FEDERAL WORKFORCE RESTRUCTURING STATISTICS

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Federal Workforce Restructuring Statistics. Testimony was heard from Nancy R. Kingsbury, Director, Federal Human Resource Management Issues, GAO; James B. King, Director, OPM; and Alice M. Rivlin, Director, OMB.

CITIES—FINANCIAL CRISIS

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on other cities in financial crisis. Testimony was heard from Johnny C. Finch, Assistant Comptroller General, General Government Division, GAO.

CAPITAL BUDGETING

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information and Technology held a hearing on Capital Budgeting. Testimony was heard from Representatives Mineta and Thornton; the following officials of the County of Fairfax, Virginia: Katherine Hanley, Chairwoman, Board of Supervisors; and William Leidinger, Executive; Thomas McMahon, Director of Finance Division, New York City Council; and public witnesses.

OVERSIGHT—U.S. POSTAL SERVICE

Committee on Government Reform and Oversight: Subcommittee on Postal Service continued hearings on general oversight of the U.S. Postal Service. Testimony was heard from Edward J. Gleiman, Chairman, Postal Rate Commission.

Hearings continue March 8.

UNITED STATES-CHINA IPR AGREEMENT

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Economic Policy and Trade held a joint hearing on the United States-China IPR Agreement: Implications for United States-Sino Commercial Relations. Testimony was heard from Charlene Barshefsky, Deputy U.S. Trade Representative; Peter Tomsen, Acting Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on fiscal year 1996 national defense authorization. Testimony was heard from Gen. George A. Joulwan, USA, Commander in Chief, U.S. European Command, Department of Defense.

Hearings continue March 8.

TRENDS IN FEDERAL LAND OWNERSHIP AND MANAGEMENT

Committee on Resources: Held an oversight hearing on "Trends in Federal Land Ownership and Management." Testimony was heard from John Anderson, Associate Director, Natural Resources Management Issues, Resources, Community, and Economic Development Division, GAO.

NSF BUDGET

Committee on Science: Subcommittee on Basic Research continued hearings on the NSF Fiscal Year Budget, Part II. Testimony was heard from public witnesses.

SBA'S PROCUREMENT PROGRAM REVIEW

Committee on Small Business: Held a hearing to review the SBA's Procurement Program. Testimony was heard from the following officials of the SBA: Philip Lader, Administrator; and Robert Neal, Associate Deputy Administrator; Anthony DeLuca, Small and Disadvantaged Business, Department of the Air Force; and public witnesses.

GSA CAPITAL INVESTMENT PROGRAM REFORM AND RELATED MATTERS

Committee on Transportation and Infrastructure: Subcommittee on Public Building and Economic Development held a hearing on GSA Capital Investment Program Reform legislation and related matters. Testimony was heard from Roger Johnson, Administrator, GSA; Gaston Gianni, Jr., Associate Director, GAO; and public witnesses.

Hearings continue March 6.

IMPROVE THE NATIONAL HIGHWAY SYSTEM AND ANCILLARY ISSUES RELATING TO HIGHWAY AND TRANSIT PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on legislation to Improve the National Highway System and Ancillary Issues Relating to Highway and Transit Programs. Testimony was heard from the following officials of the Department of Transportation: Federico Peña, Secretary; and Rodney Slater, Federal Highway Administration; Lt. Gen. Kenneth R. Wykle, USAF, Deputy Commander in

Chief, U.S. Transportation Command, Department of Defense; and public witnesses.

WELFARE REFORM

Committee on Ways and Means: Continued markup of welfare reform legislation.

Will continue tomorrow.

SIGNALS INTELLIGENCE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Signals Intelligence. Testimony was heard from departmental witnesses.

♦♦♦♦♦♦♦♦♦♦♦♦

Friday, March 3, 1995

Senate

Chamber Action

Routine Proceedings, pages 6710–6840

Measures Introduced: Four bills were introduced, as follows: S. 494–497.

Page 6808

Paperwork Reduction Act: A unanimous-consent agreement was reached providing for the consideration of S. 244, Paperwork Reduction Act, on Monday, March 6, 1995.

Page 6826

Messages From the President: Senate received the following messages from the President of the United States: Transmitting the annual report of the Department of Transportation for fiscal year 1993; referred to the Committee on Commerce, Science and Transportation. (PM–25).

Page 6808

Nominations Confirmed: Senate confirmed the following nominations: Johnnie Carson, of Illinois, to be Ambassador to the Republic of Zimbabwe.

Herman E. Gallegos, of California, to be an Alternate Representative of the United States of America to the Forty-ninth Session of the General Assembly of the United Nations.

Lee C. Howley, of Ohio, to be a Representative of the United States of America to the Forty-ninth Session of the General Assembly of the United Nations.

Jeanette W. Hyde, of North Carolina, to serve concurrently and without additional compensation as Ambassador to Antigua and Barbuda, and as Ambassador Extraordinary and Plenipotentiary of the United States of America to St. Kitts and Nevis, and as Ambassador Extraordinary and Plenipotentiary of the United States of America to Grenada.

Martin S. Indyk, of the District of Columbia, to be Ambassador to Israel.

Isabelle Leeds, of New York, to be an Alternate Representative of the United States of America to the Forty-ninth Session of the General Assembly of the United Nations.

Bismarck Myrick, of Virginia, to be Ambassador to the Kingdom of Lesotho.

Frank G. Wisner, of the District of Columbia, a Career Member of the Senior Foreign Service, Class of Career Minister, for the personal rank of Career Ambassador in recognition of especially distinguished service over a sustained period.

Page 6826

Nominations Received: Senate received the following nominations: Charles William Burton, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation for the remainder of the term expiring February 24, 1996.

Page 6826

Messages From the President: **Page 6808**

Messages From the House: **Page 6808**

Measures Referred: **Page 6808**

Statements on Introduced Bills: **Page 6809**

Additional Cosponsors: **Page 6819**

Additional Statements: **Page 6820**

Adjournment: Senate convened at 10 a.m., and adjourned at 3:25 p.m., until 1 p.m., on Monday, March 6, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 6826.)

Committee Meetings

APPROPRIATIONS—EUROPE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on how U.S. assistance and policy are fostering stability and security in Europe, receiving testimony from Richard C. Holbrooke, Assistant Secretary of State for European and Canadian Affairs.

Subcommittee will meet again on Wednesday, March 8.

APPROPRIATIONS—NCUA/NRC/FDIC/RTC

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Norman E. D'Amours, Chairman, National Credit Union Administration; Ricki Tigert-Helfer, Chairman, Federal Deposit Insurance Corporation; George Knight, Executive Director, Neighborhood Reinvestment Corporation; and John Adair, Inspector General, Resolution Trust Corporation.

Subcommittee will meet again on Friday, March 10.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1121–1133; and one resolution, H.J. Res. 74, were introduced.
Page 6777

Reports Filed: Reports were filed as follows:

H. Res. 103, providing for the consideration of H.R. 1058, to reform Federal securities litigation (H. Rept. 104–65); and

H. Res. 104, providing for consideration of H.R. 988, to reform the Federal civil justice system (H. Rept. 104–66).
Pages 6768, 6777

Private Property Protection: By a yea-and-nay vote of 277 yeas to 148 nays, Roll No. 197, the House passed H.R. 925, to compensate owners of private property for the effect of certain regulatory restrictions
Page 6715

Agreed To:

The Goss amendment to the Canady substitute that increases the minimum threshold for payment of compensation for loss in property value of any portion of the property from 10 percent to 20 percent (agreed to by a recorded vote of 338 ayes to 83 noes, Roll No. 195);
Page 6722

The Taylor of Mississippi amendment to the Canady substitute that defines the term "fair market value" as the most probable price at which property would change hands, in a competitive and open market under all conditions requisite to a fair sale, between a willing buyer and a willing seller, neither being under any compulsion to buy or sell and both having reasonable knowledge of relevant facts, at the time the agency action occurs; and
Page 6723

The Traficant amendment to the Canady substitute that requires agencies to inform affected property owners of their rights under the bill and the procedures necessary to obtain compensation.
Page 6724

Rejected:

The Mineta amendment to the Canady substitute that sought to increase the minimum threshold for payment of compensation from 10 percent to 20 percent loss in property value of the entire parcel of property (rejected by a recorded vote of 173 ayes to 252 noes, Roll No. 194); and
Page 6715

The Watt of North Carolina amendment to the Canady substitute that sought to strike the provision requiring compensation payments to come out of the responsible agency's appropriation for that fiscal year (rejected by a recorded vote of 127 ayes to 299 noes, Roll No. 196).
Page 6724

The Clerk was authorized to correct section numbers, cross-references, and punctuation, and to make such stylistic, clerical, technical, conforming, and other changes as might be necessary in the engrossment of the bill.
Page 6733

Job Creation and Wage Enhancement: By a yea-and-nay vote of 277 yeas to 141 nays, Roll No. 199, the House passed H.R. 9, to create jobs, enhance wages, strengthen property rights, maintain certain economic liberties, decentralize and reduce the power of the Federal Government with respect to the States, localities, and citizens of the United States, and to increase the accountability of Federal officials.
Page 6733

By a recorded vote of 180 ayes to 239 noes (Roll No.198), rejected the Spratt motion to recommit the bill to the Committee on Science with instructions to report it back forthwith containing an amendment striking language providing that any determination by a Federal agency to approve or reject any proposed or final environmental clean-up plan for a facility the costs of which are likely to exceed $5,000,000 be treated as a major rule.
Page 6763

Agreed to the DeLay motion to strike all after section one of H.R. 9 and insert text composed of four divisions as follows: (1) Division A, text of H.R. 830 as passed by the House; (2) Division B, text of H.R. 925 as passed by the House; (3) Division C, text of H.R. 926 as passed by the House, and (4) Division D, text of H.R. 1022 as passed by the House.
Page 6749

Legislative Program: The Majority Leader announced the legislative program for the week of March 6. Agreed to adjourn from Friday to Monday.
Page 6766

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 8.
Page 6767

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 6779.

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 6721, 6723, 6727, 6732, 6765. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:05 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on National Agricultural Statistics Service. Testimony was heard from the following officials of the USDA: Floyd P. Horn, Acting Under Secretary, Research, Education and Economics; and Donald M. Bay, Administrator, National Agricultural Statistics Service.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing to Review the Departmental Management with Chief Financial Officers. Testimony was heard from Richard M. Moose, Under Secretary. Management, Department of State; Thomas R. Bloom, Assistant Secretary. Administration, Department of Commerce; and Stephen R. Colgate, Assistant Attorney General, Administration, Department of Justice.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the NRC and on the Federal Energy Regulatory Commission. Testimony was heard from the following officials of the NRC: Ivan Selin, Chairman, Kenneth C. Rogers and E. Gail De Planque, both Commissioners; and Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, Department of Energy.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the National Gallery of Art and on the John F. Kennedy Center for the Performing Arts. Testimony was heard from Earl A. Powell III, Director, National Gallery of Art, and James D. Wolfensohn, Chairman, John F. Kennedy Center for the Performing Arts.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on Research, Statistics and Libraries. Testimony was heard from Sharon P. Robinson, Assistant Secretary, Educational Research and Improvement, Department of Education.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on Trust Fund Status and Expenditures.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the National Archives and Records Administration. Testimony was heard from Trudy H. Peterson, Acting Archivist of the United States, National Archives and Records Administration.

OVERSIGHT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials held an oversight hearing on the trade implication of foreign ownership restrictions on telecommunications companies. Testimony was heard from Representative Taylor of Mississippi; Reed E. Hundt, Chairman, FCC; Larry Irving, Director, National Telecommunications Information Administration, Department of Commerce; and pubic witnesses.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education and Training continued hearings on training issues. Testimony was heard from August Kappner, Assistant Secretary, Office of Vocational and Adult Education, Department of Education; and public witnesses.

Hearings continue March 7.

ASSISTANCE PROGRAMS FOR ECONOMIC AND POLITICAL REFORM AND DISMANTLING WEAPONS OF MASS DESTRUCTION

Committee on International Relations: Held a hearing on U.S. Assistance Programs for Economic and Political Reform and Dismantling of Weapons of Mass Destruction in the NIS. Testimony was heard from the following officials of the Department of State: Thomas W. Simons, Coordinator of U.S. Assistance to the NIS; and John Herbst, Deputy Senior Coordinator for the NIS; Thomas Dine, Assistant Administrator, Europe and the NIS, AID, U.S. International Development Cooperation Agency; and Harold T. Smith, Jr., Assistant to the Secretary, Atomic Energy, Department of Defense.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held on oversight hearing on work site enforcement of employer sanctions. Testimony was heard from James Puleo, Executive Associate Commissioner, Programs, Immigration and Naturalization Service, Department of Justice; Maria Echeveste, Administrator, Wage and Hour Division, Department of Labor; Shirley S. Chater, Commissioner, SSA, Department of Health and Human Services; Robert Raser, Special Agent, Secret Service, Department of the Treasury; Robert Charles Hill, member, U.S. Commission on Immigration Reform; Richard Holcomb, Commissioner, Department of Motor Vehicles, State of Virginia; W. Marshall Rickert, Motor Vehicle Administrator, State of Maryland; A. Torrey McLean, State Registrar, Department of Vital Records, State of North Carolina; and a public witness.

ATTORNEY ACCOUNTABILITY ACT

Committee on Rules: Granted, by voice vote, a modified open rule providing 2 hours of debate on H.R. 988, Attorney Accountability Act of 1995. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as an original bill for the purpose of amendment and the amendment is considered as read. The rule provides for a 7-hour time limit on the amendment process. Priority in recognition may be accorded to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Moorhead, Goodlatte and Schroeder.

SECURITIES LITIGATION REFORM

Committee on Rules: Granted, by voice vote, a modified open rule providing 1 hour of debate on H.R. 1058, Securities Litigation Reform Act. The rule provides for an 8-hour time limit on the amendment process. Priority in recognition may be accorded to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. The rule makes in order an amendment printed in the report accompanying the rule if offered by Mr. Wyden of Oregon or a designee. The rule waives clause 7, rule XVI (germaneness) against the Wyden amendment. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Bliley and Representatives Fields of Texas, Dingell, Markey, and Wyden.

DISPOSITION—ICC'S MOTOR CARRIER FUNCTION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on Disposition of the ICC's Motor Carrier Functions. Testimony was heard from Gail McDonald, Chairman, ICC; Joseph Canny, Deputy Assistant Secretary, Transportation Policy, Department of Transportation; Barry Hill, Associate Director, Transportation Issues, Resources Community and Economic Development Division, GAO; and public witnesses.

WELFARE REFORM

Committee on Ways and Means: Continued markup of welfare reform legislation.

Committee recessed subject to call.

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Monday, March 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 6841–6985

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 498–505, and S. Con. Res. 9.

Page 6877

Paperwork Reduction Act: Senate began consideration of S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Pages 6854, 6873

Adopted:

(1) Roth/Nunn Amendment No. 317, to clarify certain definitions and intelligence related provisions.

Page 6868

(2) McCain modified Amendment No. 318, to provide for the termination of reporting requirements of certain executive reports submitted to the Congress.

Page 6873

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Tuesday, March 7.

Page 6903

Senate will continue consideration of the bill on Tuesday, March 7.

Emergency Supplemental Appropriations/Defense—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

Page 6903

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the National Endowment for Democracy; referred to the Committee on Foreign Relations. (PM–26).

Page 6877

Transmitting a unified program for floodplain management; referred to the Committee on Environment and Public Works. (PM–27).

Page 6877

Nominations Received: Senate received the following nominations:

John Goglia, of Massachusetts, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1998.

Clifford Gregory Stewart, of New Jersey, to be General Counsel of the Equal Employment Opportunity Commission for a term of 4 years.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army.

Page 6903

Messages From the President: **Page 6877**

Statements on Introduced Bills: **Page 6878**

Additional Cosponsors: **Page 6896**

Amendments Submitted: **Page 6897**

Notices of Hearings: **Page 6898**

Authority for Committees: **Page 6898**

Additional Statements: **Page 6898**

Recess: Senate convened at 1 p.m., and recessed at 7:12 p.m., until 10:30 a.m., on Tuesday, March 7, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 6903.)

Committee Meetings

APPROPRIATIONS—OFFICE OF NATIONAL DRUG CONTROL POLICY

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1996 for the Office of National Drug Control Policy, receiving testimony from Lee P. Brown, Director, Office of National Drug Control Policy.

Subcommittee will meet again on Thursday, March 9.

DOE RISK MANAGEMENT ACT

Committee on Energy and Natural Resources: Committee concluded hearings on S. 333, to direct the Secretary of Energy to institute certain procedures in the performance of risk assessments in connection with environmental restoration activities, after receiving testimony from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Thomas P. Grumbly, Assistant Secretary of Energy for Environmental Management; Bernice Steinhardt, Associate Director, Energy and Science Issues, Resources, Community, and Economic Development Division, General Accounting Office; Gary J. Powers, Carnegie Mellon University, Pittsburgh, Pennsylvania; Steven J. Milloy, Regulatory Impact Analysis Project, and Earnie Deavenport, Eastman Chemical Company, both of Washington, DC; and John S. Applegate, University of Cincinnati, Cincinnati, OH.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 1134–1141; and 4 resolutions, H.J. Res. 75, H. Con. Res. 33, and H. Res. 106 and 107 were introduced. **Page 6968**

Reports Filed: Reports were filed as follows:

H.J. Res. 2, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives, amended (H. Rept. 104–67); and

H. Res. 105, providing for consideration of H.R. 1058, to reform Federal securities litigation (H. Rept. 104–68). **Page 6968**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Goss as Speaker pro tempore for today. **Page 6905**

Recess: Recessed at 1 p.m. and reconvened at 2 p.m. **Page 6908**

Presidential Messages: Read the following messages from the President:

Floodplain management: Message wherein he transmits a report on a unified program for national floodplain management—referred to the Committee on Banking and Financial Services; and **Page 6913**

National Endowment for Democracy: Message wherein he transmits the 11th Annual Report of the National Endowment for Democracy for fiscal year 1994. **Page 6913**

Attorney Accountability Act: House completed all general debate and began consideration of amendments to H.R. 988, to reform the Federal civil justice system. Consideration of amendments will resume on Tuesday, March 7. **Page 6913**

Agreed to the Goodlatte amendment that clarifies provisions regarding petition for the award of costs and attorneys' fees in civil diversity litigation after an offer of settlement (agreed to by a recorded vote of 317 ayes to 89 noes, Roll No. 200). **Page 6928**

Rejected:

The McHale amendment that sought to add language providing guidelines for the legal determination of a frivolous complaint and providing that, if a defendant makes a motion to dismiss a suit within 90 days of the filing of the complaint, and the court finds it to be frivolous, the court must dismiss the claim and award counsel fees and legal costs to the defendant (rejected by a recorded vote of 115 ayes to 306 noes, Roll No. 202); **Page 6936**

The Berman amendment to the McHale amendment that sought to strike provisions regarding the award of costs and attorneys' fees in Federal civil diversity litigation after an order of settlement (rejected by a recorded vote of 186 ayes to 235 noes, Roll No. 201); **Page 6939**

The Hoke amendment that sought to limit the contingency fees attorneys can receive (when a qualifying settlement offer is made and accepted) to the lesser of the previously agreed-to hourly rate for work performed plus expenses or 10 percent of the amount of the settlement offer; and limit the contingency fees (when a qualifying settlement offer is made but rejected) to the total of no more than 33 percent of the difference between the final recovery and the settlement offer, the previously agreed-to hourly rate for work performed, and the attorney's actual expenses (rejected by a recorded vote of 71 ayes to 347 noes, Roll No. 203); and

Page 6949

The Conyers amendment to the Hoke amendment that sought to place the same fee limitations on attorneys of both the plaintiff and the defendant.

Page 6950

H. Res. 104, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 6911

Committees to Sit: The following committees and their subcommittees received permission to sit on Tuesday, March 7, during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, National Security, Resources, Transportation and Infrastructure, Veterans' Affairs, and Intelligence.

Page 6955

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 6969.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 6932, 6947, 6954. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:59 p.m.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on the Federal Railroad Administration. Testimony was heard from Jolene M. Molitoris, Administrator, Federal Railroad Administration, Department of Transportation.

SECURITIES LITIGATION REFORM

Committee on Rules: By a recorded vote of 9 to 4, granted a modified open rule providing for 1 hour of general debate on H.R. 1058, Securities Litigation Reform Act. The rule provide for an 8-hour time limit on the amendment process. Priority in recognition may be accorded to Members who have preprinted their amendments in the Congressional Record. The rule makes in order the amendments printed in the report accompanying the rule if offered by Representative Wyden or a designee and by Representative Cox or a designee and waives points of order against the amendments for failure to comply with clause 7 of rule XVI. Finally, the rule provides one motion to recommit.

MINORITY SMALL BUSINESS AND CAPITAL OWNERSHIP DEVELOPMENT ACT

Committee on Small Business: Held a hearing to review the 8(a) Minority Small Business and Capital Ownership Development Act. Testimony was heard from Robert Neal, Associate Deputy Administrator, Government Contracting and Minority Enterprise Development, SBA; Judith England Joseph, Director, Housing and Community Development Issues, Resources, Division of Community, Economic Development Division, GAO; Ralph C. Thomas III, Associate Administrator, Small and Disadvantaged Business Utilization, NASA; and public witnesses.

GSA CAPITAL INVESTMENT PROGRAM REFORM AND RELATED MATTERS

Committee on Transportation and Infrastructures: Subcommittee on Public Buildings and Economic Development continued hearings on GSA Capital Investment Program Reform legislation and related matters. Testimony was heard from Ken Kimbrough, Commissioner, GSA; David Kessler, Commissioner, FDA, Department of Health and Human Services; the following officials of the Department of the Treasury: Pat Duffy, Division Director, Office of Field Operations, U.S. Customs Services; and David Mader, Chief, Management and Administration, IRS; and Gerald Thacker, Assistant Director, Administrative Office of the United States Courts.

Hearings continue March 9.

Joint Meetings

ORGANIZATIONAL MEETING

Joint Committee on Printing: Committee met and approved Representative Thomas as Chairman and Senator Stevens as Vice Chairman of the committee and adopted its rules of procedure for the 104th Congress.

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Tuesday, March 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 6986–7189

Measures Introduced: Eleven bills were introduced, as follows: S. 506–516.

Page 7044

Measures Reported: Reports were made as follows:

S. 4, to grant the power to the President to reduce budget authority, without recommendation. (S. Rept. No. 104–13)

S. 14, to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed cancellations of budget items, without recommendation, with an amendment. (S. Rept. No. 104–14)

Page 7044

Measures Passed:

Paperwork Reduction Act: By a unanimous vote of 99 yeas (Vote No. 100), Senate passed S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, agreeing to committee amendments, with certain exceptions, and taking action on amendments proposed thereto, as follows:

Page 6986

Adopted:

Levin/Cohen Amendment No. 319, to provide for the elimination and modification of reports by Federal departments and agencies to the Congress.

Page 6986

Rejected:

Wellstone Amendment No. 320, to express the sense of the Congress that Congress should not enact or adopt any legislation that will increase the number of children who are hungry or homeless. (By 51 yeas to 47 nays (Vote No. 99), Senate tabled the amendment.)

Page 6988

Emergency Supplemental Appropriations/Defense: Senate began consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with committee amendments, taking action on amendments proposed thereto, as follows:

Page 7016

Adopted:

(1) Bingaman Amendment No. 321 (to committee amendment beginning on page 1, line 3), to express the sense of the Senate affirming the importance of cost-shared partnerships between the Department of Defense and the private sector to develop dual-use technologies.

Page 7024

(2) Hatfield (for McConnell/Leahy) Amendment No. 323, to provide for rescissions of funds made available to the International Development Association, the Development Assistance Fund, the Eastern Europe and the Baltic States, and for the New Independent States of the former Soviet Union.

Page 7034

(3) Hatfield (for Gramm/Hollings) Amendment No. 324, to provide for rescissions of funds made available to the Immigration and Naturalization Service and the Immigration Emergency Fund of the Department of Justice, the National Institute of Standards and Technology and the Industrial Technology Services of the Department of Commerce, the Operations, Research and Facilities of the National Oceanic and Atmospheric Administration, the Information Infrastructure Grants of the National Telecommunications and Information Administration, Economic Development Assistance Programs of the Economic Development Administration, Salaries and Expenses of the Small Business Administration and Related Agencies, payment to the Legal Services Corporation, and the administration of foreign affairs and the acquisition and maintenance of buildings abroad of the Department of State and Related Agencies.

Page 7035

Rejected:

By 22 yeas to 77 nays (Vote No. 101), McCain Amendment No. 322 (to committee amendment beginning on page 1, line 3), to reduce the rescission provided for Environmental Restoration, Defense, and to offset the reduction by an increase in the rescission for Research, Development, Test and Evaluation, Defense-Wide.

Page 7027

Withdrawn:

Helms/Faircloth Amendment No. 325 (to committee amendment beginning on page 1, line 3), to provide that the Endangered Species Act of 1973 shall not apply with respect to Fort Bragg, North Carolina.

Page 7037

Pending:

Helms (Modified) Amendment No. 326 (to committee amendment beginning on page 1, line 3), to strengthen international sanctions against the Castro government in Cuba, to develop a plan to support a transition government leading to a democratically elected government in Cuba.

Page 7039

Senate will continue consideration of the bill on Wednesday, March 8.

Nominations Confirmed: Senate confirmed the following nominations:

Herschelle Challenor, of Georgia, to be a Member of the National Security Education Board for a term of four years.

Sheila Cheston, of the District of Columbia, to be General Counsel of the Department of the Air Force.

Page 7082

Messages From the House: **Page 7043**

Measures Referred: **Page 7043**

Communications: **Page 7043**

Statements on Introduced Bills: **Page 7044**

Additional Cosponsors: **Page 7064**

Amendments Submitted: **Page 7064**

Notices of Hearings: **Page 7077**

Authority for Committees: **Page 7077**

Additional Statements: **Page 7078**

Record Votes: Three record votes were taken today. (Total—101)

Page 6994

Recess: Senate convened at 10:30 a.m., and recessed at 6:34 p.m., until 10:30 a.m., on Wednesday, March 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 7081.)

Committee Meetings

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Commerce, receiving testimony from Ronald H. Brown, Secretary of Commerce.

Subcommittee will meet again on Wednesday, March 15.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Labor, receiving testimony from Robert B. Reich, Secretary of Labor.

Subcommittee will meet again on Thursday, March 9.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, receiving testimony from John H. Dalton, Secretary of the Navy; Adm. Jeremy M. Boorda, USN, Chief of Naval Operations; and Gen. Carl E. Mundy, Jr., USMC, Commandant of the Marine Corps.

Committee will meet again on Thursday, March 9.

PRIVATIZATION

Committee on the Budget: Committee concluded hearings to examine the impact and role of the private sector in providing services to the Federal Government, focusing on how the budget process has been a barrier to privatization, after receiving testimony from Jack Kemp, Empower America, and Richard C. Breeden, Coopers and Lybrand, both of Washington, D.C.; Ralph L. Stanley, United Infrastructure Company, Chicago, Illinois; Robert W. Poole, Jr., Reason Foundation, Los Angeles, California; and Donald F. Kettl, University of Wisconsin, Madison.

ENDANGERED SPECIES MORATORIUM

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries and Wildlife concluded hearings on S. 191, S. 503, and other related proposals to institute a moratorium on certain activities under authority of the Endangered Species Act, after receiving testimony from Senator Hutchison; Bruce Babbitt, Secretary of the Interior; David Wilcove, on behalf of the Environmental Defense Fund and the Society for Conservation Biology, and William J. Snape III, Defenders of Wildlife, both of Washington, D.C.; Robert E. Gordon, Jr., National Wilderness Institute, Alexandria, Virginia; Rick Perry, Texas Department of Agriculture, Austin; James A. Kraft, Plum Creek Timber Company, Seattle, Washington; and Kenneth W. Peterson, Kern County, California.

TAX CERTIFICATE PROGRAM

Committee on Finance: Committee concluded hearings to examine the application of Internal Revenue Code section 1071 under the Federal Communication Commission's (FCC) tax certificate program, after receiving testimony from William E. Kennard, General Counsel, Federal Communications Commission; Leslie B. Samuels, Assistant Secretary of the Treasury for Tax Policy; Raul Alarcon, Jr., Spanish Broadcasting System, Inc., W. Don Cornwell, Granite Broadcasting Corporation, and Philippe P. Dauman, Viacom Inc., all of New York, New York; Tyrone Brown, Wiley, Rein and Fielding, Michael J. Horowitz, Hudson Institute, and Robert L. Johnson, Black Entertainment Television Holdings, Inc., all of Washington, D.C.; Bruce E. Fein, *World Intelligence Review,* and former General Counsel of the Federal Communications Commission, Great Falls, Virginia; Frank Washington, Mitgo Corporation, Sacramento, California; and Roy M. Huhndorf, Cook Inlet Region Inc., Anchorage, Alaska.

CONVENTIONAL WEAPONS TREATY

Committee on Foreign Relations: Committee concluded hearings on the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons, and two accompanying Protocols on Non-Detectable Fragments (Protocol I) and on Prohibitions or Restrictions on the Use of Mines, Booby-Traps and Other Devices (Protocol II) (Treaty Doc. 103–25), after receiving testimony from Michael J. Matheson, Principal Deputy Legal Adviser, Department of State; and Maj. Gen. Michael J. Byron, USMC, Vice Director for Strategic Plans and Policy, Joint Chiefs of Staff.

SOUTH ASIA

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine United States policy towards South Asia, after receiving testimony from Hazel R. O'Leary, Secretary of Energy; Jeffrey E. Garten, Under Secretary of Commerce for International Trade; Robin L. Raphel, Assistant Secretary of State for South Asian Affairs; Margaret Carpenter, Assistant Administrator for Asia and the Near East, Agency for International Development; Clayton A. Williams, Litton Applied Technologies, San Jose, California; Jagdish Bhagwati, Columbia University, New York, New York; Rebecca P. Mark, Enron Development Corporation, Houston, Texas; and H. Laird Walker, U.S. West, Denver, Colorado.

REGULATORY TRANSITION ACT

Committee on Governmental Affairs: Committee began markup of S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, but did not complete action thereon, and will resume on Thursday, March 9.

EXCLUSIONARY RULE

Committee on the Judiciary: Committee concluded hearings on proposals to eliminate the exclusionary rule and to alter the remedy for unreasonable searches under the Fourth Amendment, and to ensure that voluntary confessions are brought before juries, including Title V (Federal Criminal Procedure Reform) of S. 3, Violent Crime Control and Law Enforcement Improvement Act of 1995, after receiving testimony from Ralph Adam Fine, Circuit Judge, Wisconsin Court of Appeals, and E. Michael McCann, on behalf of the American Bar Association, both of Milwaukee, Wisconsin; Akhil R. Amar, Yale University Law School, New Haven, Connecticut; William Gangi, St. John's University, Jamaica, New York; Paul J. Larkin, Jr., King & Spalding, Washington, D.C.; Joseph D. Grano, Wayne State University Law School, Detroit, Michigan; Paul G. Cassell, University of Utah College of Law, Salt Lake City; Carol S. Steiker, Harvard University Law School, Cambridge, Massachusetts; Thomas Y. Davies, University of Tennessee College of Law, Knoxville.

AMERICAN INDIAN YOUTH

Committee on Indian Affairs: Committee concluded oversight hearings to examine the challenges that American Indian youth face in today's society, focusing on the Federal response, after receiving testimony from Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Michael H. Trujillo, Director, Indian Health Service, Department of Health and Human Services; Josephine Nieves, Associate Assistant Secretary of Labor for Employment and Training; Herbert Becker, Director, Office of Tribal Justice, Department of Justice; and Dominic Nessi, Director, Office of Native American Programs, Department of Housing and Urban Development.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 1142–1154; and 2 private bills, H.R. 1155 and 1156 were introduced.

Page 7176

Reports Filed: The following reports were filed as follows:

H. Res. 93, providing for the consideration of H.R. 450, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions (H. Rept. 104–45).

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Waldholtz to act as Speaker pro tempore for today.

Page 7083

Recess: House recessed at 10:28 a.m. and reconvened at 11:00 a.m.

Page 7091

Attorney Accountability Act: By a recorded vote of 232 ayes to 193 noes, Roll No. 207, the House passed H.R. 988, to reform the Federal civil justice system.

Page 7097

Rejected the Conyers motion to recommit the bill to the Committee on Judiciary with instructions to report it back forthwith containing an amendment that inserts new language in section 2 that requires courts to award reasonable costs and legal fees to the prevailing party if it determines that (1) the losing party's position was not justified, (2) imposing fees and expenses on the losing party would be just, and (3) the prevailing parties costs of such fees and expenses is substantially burdensome and unjust; requires the plaintiffs and or their attorneys in class actions to post a security for payment of the defendant's costs and legal fees; requires a party seeking reimbursement to apply within 30 days of final judgment; that permits courts to use their discretion in determining how much to award; places no limits on the courts' ability to award costs pursuant to other provisions of law; requires the court to award the prevailing parties reasonable fees and expenses in discovery proceedings unless special circumstances make such an award unjust; and prohibits plaintiffs from withdrawing from or voluntarily dismissing an action in order to evade the "loser pays" provisions.

Page 7110

Agreed to the committee amendment in the nature of a substitute.

Page 7110

Rejected:

The Burton of Indiana amendment that sought to reduce from 100 percent to 25 percent the prevailing party's cost and legal fee requirement under the "loser pays" provision; and to increase the portion of liability the court may increase the reimbursement above 25 percent if it considers the loser was unreasonable in rejecting the last offer (rejected by a recorded vote of 202 ayes to 214 noes, Roll No. 204);

Page 7097

The Conyers amendment that sought to exempt civil rights cases from the mandatory sanctions on attorneys for making frivolous arguments (rejected by a recorded vote of 194 ayes to 229 notes, Roll No. 205); and

Page 7102

The Bryant of Texas amendment that sought to limit the "loser pays" provisions to cases brought against small businesses as defined under section 3 of the Small Business Act (rejected by a recorded vote of 177 ayes to 244 nays, Roll No. 206).

Page 7107

Securities Litigation Reform Act: House completed all general debate on and began consideration of amendments on H.R. 1058, to reform Federal securities litigation. Consideration of amendments will resume on Wednesday, March 8.

Page 7122

Agreed To:

The Cox of California amendment that prohibits the use of the RICO statute, which provides for treble damages in cases where patterns of violations exist in any civil case involving securities fraud (agreed to by a recorded vote of 292 ayes to 124 noes, with 1 voting "present", Roll No. 209); and

Page 7134

The Fields of Texas technical amendment.

Page 7143

H. Res. 105, the rule under which the bill is being considered, was agreed to earlier by a recorded vote of 257 ayes to 155 noes, with 1 voting "present," Roll No. 208.

Page 7112

Committees To Sit: The following committees and their subcommittees received permission to sit on Wednesday, March 8, during the proceedings of the House under the 5-minute: Committees on Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, National Security, and Transportation and Infrastructure.

Page 7144

Quorum Calls—Votes: Six recorded votes developed during the proceedings of the House today and appear on pages 7101, 7106, 7108, 7111, 7122, 7143.

Adjournment: Met at 9:30 a.m. and adjourned at 11:13 p.m.

Committee Meetings

COMMODITY DISTRIBUTION PROGRAMS AND FOOD STAMP PROGRAM IMPROVEMENTS

Committee on Agriculture: Began markup of H.R. 1135, to improve the Commodity Distribution Programs of the Department of Agriculture, to reform and simplify the Food Stamp Program.

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Animal and Plant Health Inspection Service. Testimony was heard from the following officials of the USDA: Patricia A. Jensen, Acting Assistant Secretary, Marketing and Regulatory Programs; and Lonnie J. King, Acting Administrator, Animal and Plant Health Inspection Service.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Secretary of Energy. Testimony was heard from Hazel R. O'Leary, Secretary of Energy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies held a hearing on the Agency for International Development and the Peace Corps. Testimony was heard from J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; and Carol Bellamy, Director, Peace Corps.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the Office of Surface Mining. Testimony was heard from Robert Uram, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on Howard University, Special Institutions, and on Inspector General, Department of Education. Testimony was heard from the following officials of the Department of Education: Judith Heumann, Assistant Secretary, Special Education and Rehabilitative Services; Tuck Tinsley III, President, American Printing House for the Blind; I. King Jordan, President, Gallaudet University; Joyce A. Ladner, Interim President, Howard University; James J. DeCaro, Dean and Interim Director, National Technical Institute for the Deaf; and Grechen C. Schwarz, Acting Inspector General.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Air Force Military Construction. Testimony was heard from Ronald A. Colman, Assistant Secretary, U.S. Air Force.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Personnel/Quality of Life Issues. Testimony was heard from Fred F.Y. Pang, Assistant Secretary (Force Management), Department of Defense.

The Subcommittee also met in executive session to hold a hearing on the U.S. Atlantic Command. Testimony was heard from Gen. John J. Sheehan, USMC, Commander in Chief, U.S. Atlantic Command, Department of Defense.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on Research and Special Programs Administration. Testimony was heard from Dharmendra K. Sharma, Administrator, Department of Transportation.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the Department of Veterans Affairs. Testimony was heard from Jessie Brown, Secretary of Veterans Affairs.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from public witnesses.

ECONOMIC FORECASTS—ROLES OF DEFICIT REDUCTION AND PRODUCTIVITY

Committee on the Budget: Held a hearing on Economic Forecasts and the Roles of Deficit reduction and Productivity. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TEAMWORK FOR EMPLOYEES AND MANAGERS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations approved for full Committee action amended H.R. 743, Teamwork for Employees and Managers Act of 1995.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education and Training continued hearings on training issues. Testimony was heard from William Johnson, Mayor, Rochester, New York; and public witnesses.

Hearings continue March 9.

FEDERAL RETIREMENT SYSTEM

Committee Government Reform and Oversight: Subcommittee on Civil Service held a hearing on the Federal Retirement System (H.R. 804, H.R. 165, H. Con. Res. 2 and H.R. 575). Testimony was heard from public witnesses.

Hearings continue March 10.

INTEGRITY OF GOVERNMENT DOCUMENTS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on the Integrity of Government Documents. Testimony was heard from John Puleo, Executive Associate Commissioner, Programs, Immigration and Naturalization Service, Department of Justice; Shirley A. Chater, Commissioner, SSA, Department of Health and Human Services; the following officials of the Accounting and Information Management Division, GAO: Frank W. Reilly, Director; John Martin, Assistant Director; and Hazel Edwards, Director, Information Resource Management/General Government Issue Group; and public witnesses.

MEXICO ECONOMIC SUPPORT PROGRAM

Committee on International Relations: Held a hearing on Mexico Economic Support Program. Testimony was heard from Peter Tarnoff, Under Secretary, Political Affairs, Department of State; and Lawrence H. Summers, Under Secretary, International Affairs, Department of the Treasury.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel and the Subcommittee on Readiness held a joint hearing on fiscal year 1996 national defense authorization request, with emphasis on readiness and personnel issues related to the Department of Defense's high pace of operations. Testimony was heard from the following officials of the Department of Defense: Adm. William J. Flanagan, Jr., USN, Commander in Chief, U.S. Atlantic Fleet; Lt. Gen. Paul E. Funk, USA, Commanding General, III Corps; Maj. Gen. James J. Jones, USMC, Commanding General, 2nd Marine Division, Marine Forces Atlantic; Brig. Gen. John R. Dallager, USAF, Commander, 52nd Fighter Wing; Sgt. Maj. Richard A. Kidd; U.S. Army; ETCH John Hagan, Master Chief Petty Officer, U.S. Navy; Sgt. Maj. Harold Overstreet, USMC; and CMSgt. David Campanale, USAF.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Military Research and Development held a joint hearing on the fiscal year 1996 national defense authorization request, with emphasis on the services' modernization requirements. Testimony was heard from the following officials of the Department of Defense: Gen. John M. Loh, USAF, Commander, U.S. Air Force Air Combat Command; Gen. William W. Hartzog, USA, Commanding General, U.S. Army Training and Doctrine Command; VAdm. Thomas J. Lopez, USN, Deputy Chief of Naval Operations, Resources, Warfare Requirements and Assessments; and Lt. Gen. Charles E. Wilhelm, USMC, Commanding General, U.S. Marine Corps Combat Development Command; and public witnesses.

Hearings continue March 9.

OVERSIGHT

Committee on Resources: Subcommittee on Native American and Insular Affairs held an oversight hearing on the Bureau of Indian Affairs and the Indian Health Service fiscal year 1996 budget requests. Testimony was heard from Ada E. Deer, Assistant Secretary, Indian Affairs, Department of the Interior; the following officials of the Indian Health Service, Department of Health and Human Services: Michael H. Trujillo, M.D., Director, Indian Health Service; Jim Crouch, Executive Director, California Rural Indian Health Board; Julia Davis, Chair, Northwest Portland Area Indian Health Board; and Gail Schubert, General Counsel, Alaska Native Health Board; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Water and Power Resources held an oversight hearing on the Department of Energy and Bureau of Reclamation fiscal year 1996 budget requests. Testimony was heard from Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior; and William H. White, Deputy Secretary, Department of Energy.

COMMON SENSE LEGAL STANDARDS REFORM ACT

Committee on Rules: Granted, by a voice vote, a rule providing for 2 hours of general debate only on H.R. 956, Common Sense Legal Standards Reform Act of 1995. The rule also provides that the Committee shall rise after general debate without motion and that there shall be no further consideration of the bill except by a subsequent order of the House. Testimony was heard from Chairmen Hyde and Bliley; and Representatives McCollum, Gekas, Schiff, Hoke, Bryant of Tennessee, Oxley, Cox of California, Coburn, Conyers, Schroeder, Frank of Massachusetts, Schumer, Bryant of Texas, Nadler, Watt of North Carolina, Jackson-Lee, Dingell, Gordon, Furse, Deutsch, Eshoo, Stupak, Collins of Illinois, Mink, Kaptur, Brewster, Waters and Doggett.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Robert Perciasepe, Assistant Administrator, Office of Water, EPA; John H. Zirschky, Acting Assistant Secretary (Civil Works), Corps of Engineers, Department of the Army; Tom Hebert, Deputy Under Secretary, Natural Resources and Environment, USDA; Robert P. Davison; Deputy Assistant Secretary, Fish, Wildlife and Parks, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

Hearings continue March 9.

IMAGERY INTELLIGENCE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Imagery Intelligence. Testimony was heard from departmental witnesses.

Joint Meetings

NATIONAL PARK SYSTEM

Joint Hearing: Senate Committee on Energy and Natural Resources' Subcommittee on Parks, Historic Preservation and Recreation concluded joint hearings with the House Committee on Resources' Subcommittee on National Parks, Forests, and Lands to examine the condition of the National Park System, after receiving testimony from James Duffus III, Director, Natural Resources Management Issues, Resources, Community, and Economic Development Division, and Cliff Fowler, Assistant Director, Natural Resources Management Issues, both of the General Accounting Office.

VETERANS OF FOREIGN WARS

Joint Hearing: Senate Committee on Veterans Affairs concluded joint hearings with the House Committee on Veterans Affairs to review the legislative recommendations of the Veterans of Foreign Wars of the United States, after receiving testimony from Allen F. Kent, Veterans of Foreign Wars of the United States, Washington, D.C.

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Wednesday, March 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 7190–7341

Measures Introduced: One bill and two resolutions were introduced, as follows: S. 517, and S. Res. 85 and 86.
Pages 7230, 7231

Measures Passed:

Deputy Senate Legal Counsel: Senate agreed to S. Res. 86, to make effective the appointment of the Deputy Senate Legal Counsel.
Page 7235

Emergency Supplemental Appropriations/Defense: Senate continued consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows:
Pages 7190, 7194, 7198, 7212, 7213, 7218

Adopted:

(1) Simon Amendment No. 327 (to committee amendment beginning on page 1, line 3), to reestablish funding for the National Security Education Trust Fund.
Page 7203

(2) Murkowski Amendment No. 328, to restrict the availability of funds for North Korea.
Page 7205

(3) Helms Amendment No. 329, to establish a limitation on emergency and extraordinary expenses.
Page 7212

Withdrawn:

Helms (Modified) Amendment No. 326 (to committee amendment beginning on page 1, line 3), to strengthen international sanctions against the Castro government in Cuba, to develop a plan to support a transition government leading to a democratically elected government in Cuba.
Pages 7190, 7194, 7201, 7213, 7216

Pending:

Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR program.
Page 7219

Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), to limit funding of an executive order that would prohibit Federal contractors from hiring permanent replacements for striking workers.
Page 7221

Senate will continue consideration of the bill on Thursday, March 9.

Appointments:

Glass Ceiling Commission: The Chair, on behalf of the Majority and Minority Leaders, pursuant to Public Law 102–166, appointed Senator Snowe as a member of the Glass Ceiling Commission, vice Senator Coverdell, resigned.
Page 7190

Congressional Award Board: The Chair announced, on behalf of the Majority Leader, pursuant to Public Law 96–114, as amended, the appointment of Senator Craig to the Congressional Award Board.
Page 7235

Deputy Senate Legal Counsel: The Chair, on behalf of the President pro tempore, pursuant to Public Law 95–521, appointed Thomas B. Griffith as Deputy Senate Legal Counsel, effective March 13, 1995.
Page 7237

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the Federal Council on the Aging for calendar year 1994; referred to the Committee on Labor and Human Resources. (PM–28)
Page 7229

Transmitting the annual report and trade policy agenda on the Trade Agreements Program for calendar year 1995; referred to the Committee on Finance. (PM–29)
Page 7229

Transmitting the annual report on the administration of the Federal Railroad Safety Act of 1970; referred to the Committee on Commerce, Science, and Transportation. (PM–30)
Page 7229

Nominations Received: Senate received the following nominations:

18 Air Force nominations in the rank of general.
2 Army nominations in the rank of general.
Routine lists in the Air Force, Navy.
Page 7237

Messages From the President: **Page 7229**

Communications: **Page 7229**

Executive Reports of Committees: **Page 7229**

Statements on Introduced Bills: **Page 7230**

Additional Cosponsors: **Page 7231**

Amendments Submitted: **Page 7232**

Authority for Committees: **Page 7233**

Additional Statements: **Page 7233**

Recess: Senate convened at 10:30 a.m., and recessed at 7:09 p.m., until 9:30 a.m., on Thursday, March 9, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 7237.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for rural economic and community development programs of the Department of Agriculture, receiving testimony from Michael V. Dunn, Acting Under Secretary of Small Community and Rural Development, Wally Beyer, Administrator, Rural Utilities Service, Maureen A. Kennedy, Acting Administrator, Rural Housing and Community Development Service, Dayton J. Watkins, Acting Administrator, Rural Business and Cooperative Development Service, and Stephen B. Dewhurst, Director, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, March 15.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for certain international organizations and programs, receiving testimony from Madeleine K.

Albright, United States Permanent Representative to the United Nations.

Subcommittee recessed subject to call.

APPROPRIATIONS—GEOLOGICAL SURVEY

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the United States Geological Survey, receiving testimony from Gordon Eaton, Director, U.S. Geological Survey, Department of the Interior.

Subcommittee will meet again on Wednesday, March 15.

CORPORATE CREDIT UNION SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings on the status of the corporate credit union system, after receiving testimony from Norman E. D'Amours, Chairman, National Credit Union Administration; James L. Bothwell, Director, Financial Institutions and Markets Issues, General Government Division, General Accounting Office; James R. Bell, U.S. Central Credit Union, Overland Park, Kansas; Albert E. DePrince, Middle Tennessee State University, Nashville; and Edward J. Fox, Mid-Atlantic Corporate Federal Credit Union, Harrisburg, Pennsylvania.

DOMESTIC PETROLEUM PRODUCTION

Committee on Energy and Natural Resources: Committee concluded hearings to examine the current situation and outlook for United States oil and gas production and imports and implications for national security, after receiving testimony from William H. White, Deputy Secretary of Energy; Charles J. DiBona, on behalf of the American Petroleum Institute and the Rocky Mountain Oil and Gas Association, and William L. Randol, Salomon Brothers, Inc., both of Washington, D.C.; John Elting Treat, Booz-Allen & Hamilton, Inc., Falls Church, Virginia; and David F. Work, Amoco Corp, Victor G. Beghini, Marathon Oil Company, and George A. Alcorn, Alcorn Exploration, on behalf of the Independent Petroleum Association of America, all of Houston, Texas.

FEDERAL FOREST MANAGEMENT/FOREST SERVICE APPEALS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held oversight hearings to review Federal forest management issues, focusing on the implementation of recent changes to the Forest Service administrative appeals process, receiving testimony from David Unger, Associate Chief, Forest Service, Department of Agriculture; Barry Rosenberg, Inland Empire Public Lands Council, Spokane, Washington; Jack R. Tuholske, Western Ancient Forest Campaign, Missoula, Montana; James Rarick, Black Hills Forest Resource Association, Rapid City, South Dakota; and Anne E. Heissenbuttel, American Forest and Paper Association, Washington, D.C.

Hearings were recessed subject to call.

WELFARE REFORM

Committee on Finance: Committee held hearings on proposals to reform the national welfare system, receiving testimony from Vermont Governor Howard Dean, Montpelier; and Wisconsin Governor Tommy G. Thompson, Madison.

Hearings continue tomorrow.

UNITED STATES–CHINA INTELLECTUAL PROPERTY RIGHTS AGREEMENT

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine certain implications involving the agreement between the United States and China to provide for enforcement of copyrights, trademarks, patents, trade secrets and other intellectual property rights in China, after receiving testimony from Charlene Barshefsky, Deputy United States Trade Representative; Winston Lord, Assistant Secretary of State for East Asian and Pacific Affairs; and Willard A. Workman, United States Chamber of Commerce, Jason S. Berman, Recording Industry Association of America, Eric H. Smith, International Intellectual Property Alliance, and Robert W. Holleyman II, Business Software Alliance, all of Washington, D.C.

REGULATORY REFORM

Committee on Governmental Affairs: Committee resumed hearings on proposed legislation to reform the Federal regulatory process, to make government more efficient and effective, receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Gary J. Edles, General Counsel, Administrative Conference of the United States; Peter L. Strauss, Columbia University Law School, New York, New York; C. Boyden Gray, Wilmer, Cutler & Pickering, on behalf of Citizens for a Sound Economy, Frederick L. Webber, Chemical Manufacturers Association, David C. Vladeck, Public Citizen Litigation Group, Alan J. Krupnick, Resources for the Future, Joseph Goffman, Environmental Defense Fund, all of Washington, D.C.; and Jonathan B. Wiener, Duke University, Durham, North Carolina.

Hearings were recessed subject to call.

AUTHORIZATION—HEALTH PROFESSIONS PROGRAMS

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for the health professions programs of the Public Health Service Act, focusing on the current status of the health professions and the Federal role in this area, after receiving testimony from Senator Hatfield; Philip R. Lee, Assistant Secretary of Health and Human Services for Health; Gary L. Filerman, Pew Health Professions Commission, and Jordan J. Cohen, Association of American Medical Colleges, both of Washington, D.C.; David A. Kindig, University of Wisconsin School of Medicine, Madison; Reed V. Tuckson, University of Medicine and Science, Los Angeles, California; Larry R. Anderson, Wellington, Kansas, on behalf of the American Academy of Family Physicians; Allan Rosenfield, Columbia University, New York, New York, on behalf of the Association of Schools of Public Health; and Eleanor J. Sullivan, University of Kansas, Kansas City, on behalf of the American Association of Colleges of Nursing.

REGULATORY FLEXIBILITY ACT

Committee on Small Business: Committee held hearings to examine the implementation and enforcement of the Regulatory Flexibility Act of 1980 and its impact on small business, and provisions of the proposed Regulatory Flexibility Amendments Act to allow judicial review of Federal agency compliance with the Regulatory Flexibility Act, receiving testimony from Jere W. Glover, Chief Counsel for Advocacy, Small Business Administration; Johnny C. Finch, Assistant Comptroller General, General Government Division, General Accounting Office; Michael O. Roush, National Federation of Independent Business, David Voight, United States Chamber of Commerce, and John S. Satagaj, Small Business Legislative Council, all of Washington, D.C.

Hearings were recessed subject to call.

BUREAU OF INDIAN AFFAIRS REORGANIZATION

Committee on Indian Affairs: Committee held hearings on proposals to restructure and streamline the Bureau of Indian Affairs, receiving testimony from Bruce Babbitt, Secretary of the Interior; Ada Deer, Assistant Secretary of the Interior for Indian Affairs; John Washakie, Ft. Washakie, Wyoming, on behalf of the Joint Tribal Advisory Task Force on Reorganization of the Bureau of Indian Affairs; Ivan Makil, Salt River Pima-Maricopa Indian Community, Scottsdale, Arizona; and W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, March 15.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 1157–1176; 1 private bill, H.R. 1177; and 3 resolutions, H.J. Res. 76–77 and H. Con. Res. 34 were introduced.

Page 7322

Reports Filed: Reports were filed as follows:

H. Res. 108, providing for consideration of H.R. 956, to establish legal standards and procedures for product liability litigation (H. Rept. 104–69, filed on March 7);

H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995 (H. Rept. 104–70);

H.R. 1159, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1995 (H. Rept. 104–71); and

H. Res. 109, providing for further consideration of H.R. 956, to establish legal standards and procedures for product liability litigation (H. Rept. 104–72).

Pages 7240, 7301, 7322

Presidential Messages: Read the following messages from the President:

Railroad safety: Message wherein he transmits the 1993 annual report on the administration of the Federal Railroad Safety Act of 1970—referred to the Committee on Transportation and Infrastructure;

Page 7244

Trade policy: Message wherein he transmits the 1995 Trade Policy Agenda and 1994 Annual Report on the Trade Agreements Program—referred to the Committee on Ways and Means; and

Page 7244

Aging: Message wherein he transmits the Annual Report for 1994 of the Federal Council on the Aging—referred to the Committee on Economic and Educational Opportunities.

Page 7244

Federal Securities Litigation: By a recorded vote of 325 ayes to 99 noes with 1 voting "present", Roll No. 216, the House passed H.R. 1058, to reform Federal securities litigation.

Page 7244

By a recorded vote of 172 ayes to 251 noes with 1 voting "present", Roll No. 215, rejected the Markey motion to recommit the bill to the Committee on Commerce with instructions to report it back forthwith containing amendments to replace the loser pay provisions and to permit States and localities to continue to sue under existing law for three years.

Page 7291

Agreed To:

The Eshoo amendment, as amended by the Cox of California substitute (substitute agreed to by a recorded vote of 252 ayes to 173 noes with 1 voting "present", Roll No. 210), that modifies the definition of "recklessness" by striking the exclusion of genuine forgetfulness and inserting language that provides instead that a situation in which an individual deliberately refrains from taking steps to discover whether one's statements are false or misleading constitutes recklessness, but if the failure to investigate was not deliberate, such conduct shall not be considered to be reckless (agreed to by a division vote of 120 ayes to 73 noes);

Page 7245

The Tauzin amendment that modifies the liability provisions concerning "forward-looking statements" to provide that an exemption from liability would also apply to estimates and descriptions of future events presented either in documents or made orally, and that persons providing such statements are not obligated to update them;

Page 7267

The Wyden amendment that codifies certain SEC financial fraud and disclosure requirements with respect to the auditing of publicly-traded companies.;

Page 7274

Rejected:

The Markey amendment that sought to exempt securities fraud cases involving the purchase or sale of derivative instruments (rejected by a recorded vote of 162 ayes to 261 noes with 1 voting "present", Roll No. 211);

Page 7253

The Dingell amendment that sought to permit State and local governments to continue filing securities fraud lawsuits under existing laws for three years after enactment (rejected by a recorded vote of 179 ayes to 248 noes with 1 voting "present", Roll No. 212);

Page 7258

The Bryant of Texas amendment that sought to strike language in the provisions for prevention of "fishing expedition" lawsuits that require the claimant to specify in his initial complaint each statement or omission alleged to be misleading and establish a summary procedure for dismissing flawed pleadings and granting stays of discovery in the interim (rejected by a recorded vote of 168 ayes to 255 noes with 1 voting "present", Roll No. 213); and

Page 7276

The Manton amendment that sought to replace the "loser pays" requirements with provisions that would require the attorney for the losing party to pay the legal costs and other expenses of the prevailing party if the court determines that the losing party's case was brought for an improper purpose, is unwarranted, or lacks evidentiary support, unless the court determines the losing party was principally responsible (rejected by a recorded vote of 167 ayes to 254 noes with 1 voting "present", Roll No. 214).

Page 7280

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill.

Page 7293

Committees To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Thursday, March 9: Committee on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, National Security, Resources, Science, Small Business, Transportation and Infrastructure, Veterans' Affairs, and Select Intelligence.

Page 7302

Product Liability Litigation Reform: House completed all general debate on H.R. 956, to establish legal standards and procedures for product liability litigation; but came to no resolution thereon. Consideration of amendments will begin on Thursday, March 9.

Page 7303

H. Res. 108, the rule which provided for general debate on the bill, was agreed to earlier by a voice vote.

Page 7293

Senate Messages: Message received from the Senate today appears on page 7240.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appears on pages 7323.

Quorum Calls—Votes: Seven recorded votes developed during the proceedings of the House today and appear on pages 7253, 7258, 7267, 7279, 7286, 7291, 7292. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 11:05 p.m.

Committee Meetings

COMMODITY DISTRIBUTION PROGRAMS AND FOOD STAMP PROGRAM IMPROVEMENTS

Committee on Agriculture: Ordered reported amended H.R. 1135, to improve the Commodity Distribution Programs of the Department of Agriculture, to reform and simplify the Food Stamp Program.

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the Natural Resources Conservation Service. Testimony was heard from the following officials of the USDA: James Lyons, Under Secretary, Natural Resources and Environment; and Paul W., Johnson, Chief, Natural Resources Conservation Service.

The Subcommittee also continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on the Supreme Court and on the Arms Control and Disarmament Agency. Testimony was heard from the following Associate Justices of the Supreme Court: Anthony M. Kennedy; and David H. Souter; John D. Holum, Director, U.S. Arms Control and Disarmament Agency; William A. Reinsch, Under Secretary, Export Administration, Department of Commerce; and Thomas E. McNamara, Assistant Secretary, Political/Military Affairs, Department of State.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on DOE: Environment, Safety and Health; and Environmental Restoration and Waste Management. Testimony was heard from the following officials of the Department of Energy: Tara J. O'Toole, Assistant Secretary, Environment, Safety and Health; and Thomas P. Grumbly, Assistant Secretary, Environmental Management.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Bureau of Indian Affairs. Testimony was heard from Ada E. Deer, Assistant Secretary, Indian Affairs, Department of the Interior; and Lisa G. Jacobson, Director, Civil Audit, Accounting and Information Management Division, GAO.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the Secretary of Health and Human Services, and on Assistant Secretary for Health, and Health Care Policy and Research. Testimony was heard from the following officials of the Department of Health and Human Services: Donna E. Shalala, Secretary; Philip R. Lee, M.D., Assistant Secretary, Health; and Clifton R. Gans, Administrator, Agency for Health Care Policy and Research.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on National Foreign Intelligence Program. Testimony was heard from Adm. William D. Studeman, USN, Acting Director, CIA.

The Subcommittee also met in executive session to receive a briefing on Special Access Programs. The Subcommittee was briefed by departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held a hearing on the Federal Transit Administration. Testimony was heard from Gordon J. Linton, Administrator, Federal Transit Administration, Department of Transportation.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the Department of Veterans Affairs. Testimony was heard from Hershel Gobar, Deputy Secretary, Department of Veterans Affairs.

COMMUNITY REINVESTMENT ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on the Community Reinvestment Act. Testimony was heard from Representative Kennedy of Massachusetts; Ricki Tigert Helfer, Chairman, FDIC; the following officials of the Department of the Treasury: Eugene A. Ludwig, Comptroller of the Currency; and Jonathan L. Fiechter, Acting Director, OTS; Lawrence B. Lindsey, member, Board of Directors, Federal Reserve System; and public witnesses.

Hearings continue tomorrow.

ECONOMIC FORECASTS—ROLES OF DEFICIT REDUCTION AND PRODUCTIVITY

Committee on the Budget: Concluded hearings on Economic Forecasts and the Roles of Deficit Reduction and Productivity. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protection held a hearing on the Occupational Safety and Health Act. Testimony was heard from Joe Dear, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor; and Dorothy Strunk, former Acting Assistant Secretary, Occupational Safety and Health Administration, Department of Labor.

FINANCIAL CONTROL BOARDS

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on Financial Control Boards. Testimony was heard from Bernard E. Anderson, Assistant Secretary, Employment Standards, Department of Labor; George V. Voinovich, Governor, State of Ohio; Rudolph Giuliani, Mayor, City of New York; the following former officials of the State of New York: Hugh L. Carey, Governor; and Edward V. Regan, Comptroller; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Postal Service continued hearings on general oversight of the U.S. Postal Service. Testimony was heard from the following Governors, U.S. Postal Service: Sam Winters, Chairman; Einar V. Dyhrkopp; Susan E. Alvarado; and Bert H. Mackie.

COMMITTEE FUNDING; NAMING CERTAIN ROOMS IN THE CAPITOL AFTER FORMER REPRESENTATIVE MICHEL; COMMITTEE BUSINESS

Committee on House Oversight: Ordered reported the following resolutions: H. Res. 107, amended, providing amounts for the expenses of certain committees of the House of Representatives in the 104th Congress; and H. Res. 65, naming certain rooms in the House of Representatives wing of the Capitol in honor of former Representative Robert H. Michel.

The Committee also considered other pending Committee business.

TRADE AND INVESTMENT OPPORTUNITIES IN AFRICA

Committee on International Relations: Subcommittee on Africa and the Subcommittee on International Economic Policy and Trade held a joint hearing on Trade and Investment Opportunities in Africa. Testimony was heard from George E. Moose, Assistant Secretary, African Affairs, Department of State; John Hicks, Assistant Administrator, Africa, AID, U.S. International Cooperation Development Agency; and public witnesses.

ASIA–U.S. ASSISTANCE PROGRAMS

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on U.S. Assistance Programs in Asia. Testimony was heard from Margaret Carpenter, Assistant Administrator, Asia and the Near East, AID, U.S. International Development Cooperation Agency; Tim Carney, Deputy Assistant Secretary, South Asian Affairs, Department of State; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on the fiscal year 1996 national defense authorization request. Testimony was heard from the following officials of the Department of Defense: Gen. Barry R. McCaffrey, USA, Commander in Chief, U.S. Southern Command; and Gen. John J. Sheehan, USMC, Commander in Chief, U.S. Atlantic Command.

Committee recessed subject to call.

COMMON SENSE LEGAL STANDARDS REFORM ACT

Committee on Rules: Granted, by a recorded vote of 8 to 4, a modified closed rule on H.R. 956, Common Sense Legal Standards Reform Act of 1995. The rule makes in order the text of H.R. 1075 as an original bill for the purpose of amendment which shall be considered as read. Only the amendments printed in the report of the Committee on Rules are in order. The amendments are considered as read. The amendments may only be offered in the order specified in the report and only by the Member designated in the report. The amendments are not subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. The amendments are debatable for the time specified in the report, to be equally divided between the proponent and an opponent. Finally, the rule provides for one motion to recommit, with or without instructions.

The amendments are: 1. Geren (TX) #25; 2. Schroeder (CO) #54; 3. Hyde (IL) #37; 4. Schumer (NY) #35; 5. Conyers (MI) #60; 6. Watt (NC) #17; 7. Furse (OR) #12; 8. Hyde (IL) #36; 9. Oxley, Burr, Tauzin, Brewster, Coburn, Stenholm #13; 10. Hoke (OH) #29; 11. Cox (CA) #52; 12. Cox (CA) #51; 13. Dingell (MI) #32; 14. Gekas (PA) #45; and 15. Schumer (NY) #33.

IMPROVE THE NATIONAL HIGHWAY SYSTEM AND ANCILLARY ISSUES RELATING TO HIGHWAY AND TRANSIT PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation continued hearings on legislation to Improve the National Highway System and Ancillary Issues Relating to Highway and Transit Programs. Testimony was heard from Representatives Shaw, Weldon of Florida, Dornan, Filner, Hamilton, Farr, Horn, Gordon, Goodlatte, Payne of Virginia, Sisisky, Blute, Bereuter, Johnson of South Dakota, Buyer, Mica, McIntosh, Roemer, Lazio, Roukema, Reed, Schaefer, Coleman and Ortiz.

Hearings continue March 10.

MEDICARE LEGISLATION; WELFARE TRANSFORMATION ACT

Committee on Ways and Means: Ordered reported the following bills: H.R. 1134, Medicare Presidential Budget Savings Extension Act; H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States; H.R. 1157, Welfare Transformation Act of 1995.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, March 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 7342–7520

Measures Introduced: Eleven bills were introduced, as follows: S. 518–528.

Page 7396

Emergency Supplemental Appropriations/Defense: Senate continued consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows:

Page 7346

Pending:

Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR program.

Page 7347

Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), to limit funding of an Executive order that would prohibit Federal contractors from hiring permanent replacements for striking workers.

Page 7347

During consideration of this measure today, Senate took the following action:

By 42 yeas to 57 nays (Vote No. 102), Senate failed to table Kassebaum Amendment No. 331, listed above.

Page 7382

A motion was entered to close further debate on Kassebaum Amendment No. 331, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, March 13, 1995.

Page 7383

Senate will continue consideration of the bill on Friday, March 10.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report relative to the Atomic Energy Act; referred to the Committee on Foreign Relations. (PM–31).

Page 7395

Transmitting a report on United States support for Mexico; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–32).

Page 7395

Nominations Received: Senate received the following nominations: Daniel A. Mica, of Virginia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1997.

Harriet M. Zimmerman, of Florida, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Page 7413

Messages From the President: **Page 7395**

Messages From the House: **Page 7396**

Measures Referred: **Page 7396**

Communications: **Page 7396**

Executive Reports of Committees: **Page 7396**

Statements on Introduced Bills: **Page 7397**

Additional Cosponsors: **Page 7411**

Notices of Hearings: **Page 7412**

Authority for Committees: **Page 7412**

Additional Statements: **Page 7413**

Record Votes: One record vote was taken today. (Total—102)

Page 7382

Recess: Senate convened at 9:30 a.m., and recessed at 8:03 p.m., until 10 a.m., on Friday, March 10, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 7413.)

Committee Meetings

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on farm program spending issues, receiving testimony from Missouri State Representative Jim Howerton, Jefferson City; Dennis T. Avery, Hudson Institute, and Wayne A. Boutwell, National Council of Farmer Cooperatives, on behalf of the Alliance for Sound Food and Agricultural Policy, both of Washington, D.C.; Dean R. Kleckner, American Farm Bureau Federation, Park Ridge, Illinois; Doran Zumbach, Coggon, Iowa, on behalf of the Iowa Farm Bill Study Team; John C. Miller, Miller Milling Company, Minneapolis, Minnesota, on behalf of the Coalition for a Competitive Food and Agricultural System; John R. Whitaker, Iowa Farmers Union, Nevada, on behalf of the National Farmers Union; and Luther Tweeten, Ohio State University, Columbus.

Hearings continue on Tuesday, March 14.

APPROPRIATIONS—HHS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Health and Human Services, receiving testimony from Donna E. Shalala, Secretary of Health and Human Services.

Subcommittee will meet again on Thursday, March 16.

APPROPRIATIONS—NTSB

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the National Transportation Safety Board, receiving testimony from Jim Hall, Chairman, Kenneth U. Jordan, Managing Director, and Timothy P. Forte, Director, Office of Aviation Safety, all of the National Transportation Safety Board.

Subcommittee will meet again on Thursday, March 16.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1996 for the Department of the Treasury, receiving testimony in behalf of funds for their respective activities from Ronald K. Noble, Under Secretary for Enforcement; Eljay Bowron, Director, United States Secret Service; Charles F. Rinkevich, Director, Federal Law Enforcement Training Center, and Stanley Morris, Director, Financial Crimes Enforcement Network, all of the Department of the Treasury.

Subcommittee will meet again on Thursday, March 23.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, receiving testimony from Togo D. West, Jr., Secretary of the Army; and Gen. Gordon R. Sullivan, USA, Chief of Staff of the Army.

Committee recessed subject to call.

MEXICAN ECONOMY

Committee on Banking, Housing and Urban Affairs: Committee resumed hearings to examine the economic situation in Mexico and United States efforts to stabilize the peso, receiving testimony from Senators Murkowski and Brown; Representatives Flake, LaFalce, and Istook; Steve H. Hanke, Johns Hopkins University, Baltimore, Maryland; Allan H. Meltzer, Carnegie Mellon University, Pittsburgh, Pennsylvania; L. William Seidman, Commercial Mortgage Asset Corporation, Fred Bergsten, Institute for International Economics, and Ralph Nader, all of Washington, D.C.; Jeffrey A. Frankel, University of California, Berkeley; John Mueller, Lehrman Bell Mueller Cannon, Inc., Arlington, Virginia; and Walker F. Todd, Buckingham, Doolittle & Burroughs, Cleveland, Ohio.

Hearings continue tomorrow.

METROPOLITAN WASHINGTON AIRPORTS AUTHORITY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings to examine the legal status of the Board of Review of the Metropolitan Washington Airports Authority, receiving testimony from Senators Warner and Mikulski; Representatives Moran and Morella; John Killian, Senior Specialist, American Constitutional Law, Congressional Research Service, Library of Congress; Virginia Deputy Secretary of Transportation Shirley J. Ybarra, Richmond; Robert Tardio and James Wilding, both of the Metropolitan Washington Airports Authority, Alexandria, Virginia; John Hechinger, Hechinger Company, Landover, Maryland; Leo Schefer, Washington Airports Task Force, and John McClain, Greater Washington Board of Trade, both of Washington, D.C.; and James Hunter, Arlington, Virginia.

Hearings were recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Wilma A. Lewis, of the District of Columbia, to be Inspector General, Department of the Interior.

WELFARE REFORM

Committee on Finance: Committee continued hearings on proposals to reform the national welfare system, focusing on policy priorities, receiving testimony from Robert M. Greenstein, Center on Budget and Policy Priorities, Robert Rector, Heritage Foundation, and Michael D. Tanner, Cato Institute, all of Washington, D.C.; and Lawrence M. Mead, Princeton University, Princeton, New Jersey.

Hearings continue tomorrow.

SOUTH ASIA

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine South Asian proliferation issues, after receiving testimony from Robin L. Raphel, Assistant Secretary for South Asian Affairs, and Robert J. Einhorn, Deputy Assistant Secretary for Non-Proliferation, both of the Department of State; Joseph S. Nye, Assistant Secretary of Defense for International Security Affairs; George Percovich, Charlottesville, Virginia, on behalf of Secure World Foundation and W. Alton Jones Foundation; Stephen P. Cohen, University of Illinois, Champaign; and Mitchell Ries, Woodrow Wilson International Center, and Michael Krepon, Henry L. Stimson Center, both of Washington, D.C.

HAITI

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs concluded hearings to examine the implementation and cost of United States policy in Haiti, after receiving testimony from Strobe Talbott, Deputy Secretary, and James Dobbins, Special Haiti Coordinator, both of the Department of State; Mark Schneider, Assistant Administrator for Latin America and the Caribbean, Agency for International Development; John M. Deutch, Deputy Secretary of Defense; Jeane J. Kirkpatrick, American Enterprise Institute, Washington, D.C.; and Andrew Postal, Judy Bond, Inc., New York, New York, on behalf of the Haiti Task Force of Caribbean/Latin American Action.

REGULATORY TRANSITION ACT

Committee on Governmental Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions.

PERFORMANCE RIGHTS IN SOUND RECORDINGS

Committee on the Judiciary: Committee concluded hearings on S. 227, to recognize the exclusive right of a copyright owner in a sound recording to perform the copyrighted work publicly by means of a digital transmission, after receiving testimony from Bruce A. Lehman, Assistant Secretary of Commerce and Commissioner of Patents and Trademarks; Marybeth Peters, Registrar of Copyrights and Associate Librarian for Copyright Services, Library of Congress; Jason S. Berman and Hilary Rosen, both of the Recording Industry Association of America, Washington, D.C.; Mark Tully Massagli, on behalf of the American Federation of Musicians of the United States and Canada and the American Federation of Television and Radio Artists, Edward P. Murphy, National Music Publishers' Association, Inc., and Hal David, American Society of Composers, Authors and Publishers, all of New York, New York; Jerold H. Rubinstein, International Cablecasting Technologies, Inc., Los Angeles, California; Steven Randall, Mountain West Audio Inc./MUZAK, Salt Lake City, Utah; Kurt Bestor, Provo, Utah, on behalf of Broadcast Music, Inc.; and Don Henley, Aspen, Colorado.

NOMINATION

Committee on Veterans' Affairs: Committee concluded hearings on the nomination of Dennis M. Duffy, of Pennsylvania, to be Assistant Secretary of Veterans Affairs for Policy and Planning, after the nominee testified and answered questions in his own behalf.

VA BUDGET

Committee on Veterans' Affairs: Committee concluded oversight hearings to examine the Administration's proposed budget request for fiscal year 1996 for the Department of Veterans Affairs, after receiving testimony from Jesse Brown, Secretary of Veterans Affairs; Frank Q. Nebeker, Chief Judge, United States Court of Veterans Appeals; Preston M. Taylor, Jr., Assistant Secretary of Labor for Veterans' Employment and Training; Robert P. Carbonneau, AMVETS, Lanham, Maryland; and James N. Magill, Veterans of Foreign Wars of the United States, Russell W. Mank, Paralyzed Veterans of America, Richard F. Schultz, Disabled American Veterans, and Carroll L. Williams, American Legion, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: Nineteen public bills, H.R. 1178–1195 and 1200; four private bills, H.R. 1196–1199; and six resolutions, H. Con. Res. 35–37 and H. Res. 110–112, were introduced.

Page 7509

Report Filed: One report was filed as follows: H.R. 402, to amend the Alaska Native Claims Settlement Act (H. Rept. 104–73).

Page 7509

Presidential Message—Nuclear Cooperation: Read a message from the President wherein he reports on the nuclear cooperation within the European Community—referred to the Committee on International Relations and ordered printed (H. Doc. No. 104–43).

Page 7417

Product Liability: House continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation; but came to no resolution thereon. Consideration of amendments will resume on Friday, March 10.

Page 7432

Agreed To:

The Pete Geren of Texas amendment, as modified pursuant to the rule, that applies liability rules applicable to product sellers to persons engaged in the business of renting or leasing products, but exempt them from liability for customer's illegal misuse of such a product;

Page 7435

The Hyde amendment that eliminates the exception to the statute of repose for product liability that allows a claimant to bring a suit if he cannot receive full compensation for medical expenses from other sources;

Page 7441

The Conyers amendment that requires any product liability action for injury sustained in the United States and that relates to the purchase or use of a product manufactured outside the United States by a foreign manufacturer be heard by a Federal court and that such court shall have jurisdiction over the manufacturer (agreed to by a recorded vote of 258 ayes to 166 noes, Roll No. 221);

Page 7448

The Hyde technical amendment as modified;

Page 7459

The Oxley amendment that adds "FDA defense" provisions that bar punitive damages for the sale or manufacture of drugs or devices which have been approved by the Food and Drug Administration;

Page 7459

The Cox of California amendment that eliminates joint and several liability (in which any of the defendants can be required to pay the entire amount) for noneconomic losses in all civil lawsuits that involve interstate commerce (agreed to by a recorded vote of 263 ayes to 164 noes, Roll No. 225);

Page 7470

The Cox of California amendment, as modified pursuant to the rule, that limits the maximum award of noneconomic damages in health care liability actions to

$250,000 (agreed to by a recorded vote of 247 ayes to 171 noes, Roll No. 226);

Page 7477

Rejected:

The Schroeder amendment that sought to strike the provision that eliminates joint liability for noneconomic loss in product liability suits; and to change the cap on punitive damages to $250,000 or three times the economic and noneconomic damages awarded, whichever is greater (rejected by a recorded vote of 179 ayes to 247 noes, Roll No. 219);

Page 7437

The Schumer amendment that sought to make open to the public all records in product liability cases, except under special circumstances (rejected by a recorded vote of 184 ayes to 243 noes, Roll No. 220);

Page 7443

The Watt of North Carolina amendment that sought to strike the "clear and convincing" burden of proof required in proving that punitive damages should be awarded (rejected by a recorded vote of 150 ayes to 278 noes, Roll No. 222);

Page 7450

The Furse amendment that sought to strike provisions establishing a cap on punitive damages (rejected by a recorded vote of 155 ayes to 272 noes, Roll No. 223); and

Page 7453

The Hoke amendment that sought to provide that, if punitive damages of more than $250,000 are awarded in a civil liability action, 75% of the additional amount would be awarded to the Treasury of the State in which the action was brought (rejected by a recorded vote of 162 ayes to 265 noes, Roll No. 224).

Page 7466

H. Res. 109, the rule under which the bill is being considered was agreed to earlier by a recorded vote of 247 ayes to 181 noes, Roll No. 218. Agreed to order the previous question on the resolution by a yea-and-nay vote of 234 years to 191 nays, Roll No. 217.

Page 7418

Agreed to the Linder amendment to the rule which allowed for modifications to the Geren amendment numbered 1 and the Cox of California amendment numbered 12.

Page 7420

Presidential Message—Economic Crisis in Mexico: Read a message from the President wherein he notifies the Congress of his determination with respect to the economic crisis in Mexico that justified the use of the Exchange Stabilization Fund—referred to the Committee on Banking and Financial Services and ordered printed (H. Doc. No. 104–44).

Page 7489

Committees To Sit: The following committees and their subcommittees received permission to sit on Friday, March 10, during the proceedings of the House under the 5-minute rule. Committees on Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, Judiciary, and Transportation and Infrastructure.

Page 7489

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 7511.

Quorum Calls—Votes: One yea-and-nay vote and nine recorded votes developed during the proceedings of the House today and appear on pages 7428, 7429, 7440, 7447, 7449, 7453, 7458, 7469, 7476, 7483. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:10 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Commodity Futures Trading Commission. Testimony was heard from Mary Schapiro, Chairman, Commodity Futures Trading Commission.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on Federal Law Enforcement. Testimony was heard from the following officials of the Department of Justice: Jamie Gorelick, Deputy Attorney General; Louis J. Freeh, Director, FBI; Thomas A. Constantine, Administrator, DEA; Carol DiBattiste, Director, Executive Office for U.S. Attorneys; JoAnn Harris, Assistant Attorney General, Criminal Division; and David Boyd, Director, Science and Technology, National Institute of Justice.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on DOE: General; Science/Biological; Environmental Research/Basic Energy Sciences; Fusion/Science Education and Technical Information/Technology Partnerships and Economic Competitiveness. Testimony was heard from the following officials of the Department of Energy: Martha A. Krebs, Director, Office of Energy Research; Terry Cornwell Rumsey, Director, Office of Science Education and Technical Information; and Alexandria MacLachian, Deputy Under Secretary, Technology Partnerships and Economic Competitiveness.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies held a hearing on Russian Aid. Testimony was heard from Thomas Simons, Jr., Coordinator of United States Assistance to the New Independent States, Department of State; and Tom Dine, Assistant Administrator, Europe and the New Independent States, AID, U.S. International Development Cooperation Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the Minerals Management Service, the Commission of Fine Arts, the Advisory Council on Historic Preservation, and on the Woodrow Wilson International Center for Scholars. Testimony was heard from Cynthia L. Quarterman, Acting Director, Minerals Management Service, Department of the Interior; J. Carter Brown, Chairman, Commission of Fine Arts; Cathryn Buford Slater, Chairman, Advisory Council on Historic Preservation; and Charles Blitzer, Director, Woodrow Wilson International Center for Scholars.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the Centers for Disease Control and Prevention, and on the Health Resources and Services Administration. Testimony was heard from the following officials of Health and Human Services: David Satcher, M.D., Director, Centers for Disease Control and Prevention; and Ciro V. Sumaya, M.D., Administrator, Health Resources and Services Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Medical Program. Testimony was heard from George Anderson, Deputy Assistant Secretary, Health Services Operations and Readiness, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on the National Foreign Intelligence Program. Testimony was heard from departmental witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on the Office of the Secretary, and on the Washington Metropolitan Area Transit Authority. Testimony was heard from Mortimer L. Downey, Deputy Administrator, Washington Area Transit Authority; and Gordon J. Linton, Administrator, Federal Transit Administration, Department of Transportation.

COMMUNITY REINVESTMENT ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit continued hearings on the Community Reinvestment Act. Testimony was heard from public witnesses.

U.S. DEPARTMENT OF COMMERCE BUDGET PROPOSAL

Committee on the Budget: Held a hearing on the U.S. Department of Commerce Fiscal Year 1996 Budget proposal. Testimony was heard from Ronald H. Brown, Secretary of Commerce; and public witnesses.

NATURAL GAS PIPELINE SAFETY ACT AND HAZARDOUS LIQUID PIPELINE SAFETY ACT REAUTHORIZATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the reauthorization of the Natural Gas Pipeline Safety Act and the Hazardous Liquid Pipeline Safety Act. Testimony was heard from Representative Franks of New Jersey; George Tenley, Associate Administrator, Pipeline Safety, Department of Transportation; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on proposals for cost reduction, improved efficiency and reforms at the Department of Labor. Testimony was heard from Robert B. Reich, Secretary of Labor.

NATIONAL DRUG CONTROL STRATEGY EFFECTIVENESS—CURRENT DRUG WAR STATUS

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs and Criminal Justice held a hearing on the Effectiveness of the National Drug Control Strategy and the Current Status of the Drug War. Testimony was heard from Lee Brown, Director, Office of National Drug Control Policy; Nancy Reagan, former First Lady of the United States; and public witnesses.

EUROPE—OVERVIEW OF UNITED STATES POLICY

Committee on International Relations: Held a hearing on Overview of U.S. Policy in Europe. Testimony was heard from Richard Holbrooke, Assistant Secretary, European and Canadian Affairs, Department of State.

PANAMA-UNITED STATES STRATEGIC INTERESTS

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on United States Strategic Interests in Panama. Testimony was heard from Representatives Crane and Taylor of Mississippi;

Anne Patterson, Deputy Assistant Secretary, Central America, Department of State; Frederick C. Smith, Principal Deputy Assistant Secretary, Department of Defense; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Military Research and Development continued joint hearings on the fiscal year 1996 national defense authorization request, with emphasis on ballistic missile defense. Testimony was heard from Lt. Gen. Malcolm O'Neill, USA, Director, Ballistic Missile Defense Organization, Department of Defense.

Hearings continue March 15.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Readiness held a hearing on the fiscal year 1996 national defense authorization request, with emphasis on joint command readiness/requirements and concerns. Testimony was heard from the following officials of the Department of Defense: Adm. William A. Owens, USN, Vice Chairman, Joint Chiefs of Staff; Maj. Gen. Marvin T. Hopgood, Jr., USMC, Director, Operations, U.S. Pacific Command; Maj. Gen. Tommy R. Franks, USA, Director, Operations, U.S. Forces Korea; Maj. Gen. Joseph E. Hurd, USAF, Director, Operations, U.S. Central Command; Rear Adm. James A. Lair, USN, Director, Operations, U.S. European Command; and Rear Adm. Thomas B. Fargo, USN, Director, Operations, U.S. Atlantic Command.

Hearings continue March 16.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 1091, to improve the National Park System in the Commonwealth of Virginia; and H.R. 1077, to authorize the Bureau of land Management. Testimony was heard from Representatives Bliley, Goodlatte, and Wolf; the following officials of the Department of the Interior: Roger Kennedy, Director, National Park Service, and Michael Dombeck, Acting Director, Bureau of Land Management; and public witnesses.

TERM LIMITS CONSTITUTIONAL AMENDMENT

Committee on Rules: Held a hearing on H.J. Res. 2, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives. Testimony was heard from Chairmen Livingston and Goss and Representatives McCollum, Canady, Inglis of South Carolina, Crane, Hefley, Fowler, Barton of Texas, Kingston, Brownback, Hilleary, Salmon, Conyers, Schroeder, Frank of Massachusetts, Dingell, Hall of Texas, Waters, Orton, Peterson of Florida, Gutierrez, and Deal.

GALVIN REPORT: ALTERNATIVE FUTURES FOR DOE NATIONAL LABORATORIES

Committee on Science: Subcommittee on Basic Research and the Subcommittee on Energy and Environment held a joint hearing on the Galvin Report: Alternative Futures for the DOE National Laboratories. Testimony was heard from Hazel O'Leary, Secretary of Energy; Robert Galvin, Chairman, Task Force on Alternative Futures for the Department of Energy National Laboratories; Siegfried Hecker, Director, Los Alamos National Laboratories; Albert Narath, President, Sandia National Laboratories; and Bruce Tarter, Director, Lawrence Livermore National Laboratory.

SBA 504 PROGRAM

Committee on Small Business: Held a hearing to review the SBA 504 Program. Testimony was heard from Mary Jean Ryan, Associate Deputy Administrator, Economic Development, SBA; and public witnesses.

GSA CAPITAL INVESTMENT PROGRAM REFORM AND RELATED MATTERS

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development concluded hearings on GSA Capital Investment Program Reform legislation and related matters. Testimony was heard from the following Regional Administrators, GSA: Paul Chistolini, Region 3, Philadelphia, PA; Polly Baca, Region 8, Denver, CO; R. Jay Pearson, Region 10, Auburn, WA; and Thurman Davis, National Capital Region, Washington, DC; and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment concluded hearing on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Representatives Moakley, Torkildsen, Oberstar, Hunter, Frank of Massachusetts, Visclosky, Hefley, DeLauro, Lowey, Ehlers, Filner, Bilbray, and Blute. Robert Perciasepe, Assistant Administrator, Water, EPA; Lt. Gov. Argeo Paul Cellucci, State of Massachusetts; and public witnesses.

PROGRESS OF RESEARCH ON UNDIAGNOSED ILLNESSES OF PERSIAN GULF WAR VETERANS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the progress of research on undiagnosed illnesses of Persian Gulf war veterans. Testimony was heard from Kenneth W. Kizer, M.D., Assistant Secretary, Health, Department of Veterans Affairs; Stephen Joseph, Assistant Secretary, Health Affairs, Department of Defense; Richard Jackson, Director, National Center for Environmental Health, Centers for Disease Control, Department of Health and Human Services; Richard Miller, M.D. Director, Medical Follow-up Agency, Institute of Medicine, National Academy of Sciences; and a public witness.

INTELLECTUAL PROPERTY AGREEMENT WITH PEOPLE'S REPUBLIC OF CHINA—PROSPECTS FOR CHINA'S ACCESSION TO THE WTO

Committee on Ways and Means: Subcommittee on Trade held a hearing regarding recent intellectual property agreement signed with People's Republic of China and the prospects for China's accession to the WTO. Testimony was heard from Ambassador Michael Kantor, U.S. Trade Representative.

HUMAN INTELLIGENCE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Human Intelligence. Testimony was heard from departmental witnesses.

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Friday, March 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 7521–7650

Measures Introduced: Thirteen bills and one resolution were introduced, as follows: S. 529–541, and S. Res. 87.
Page 7625

Measures Passed: 0

Authorizing Senate Chamber Photo: Senate agreed to S. Res. 87, authorizing the taking of a photograph in the Chamber of the United States Senate.
Page 7641

(The official picture of the Senate in session will be taken by the National Geographic Society on Tuesday, April 4, 1995, at 2:15 p.m.)

Emergency Supplemental Appropriations/Defense: Senate continued consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with certain excepted committee amendments, and the following amendments proposed thereto:
Pages 7595, 7602

Pending:

Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR Program.
Page 7595

Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), to limit funding of an Executive order that would prohibit Federal contractors from hiring permanent replacements for striking workers.
Pages 7595, 7602, 7622

A second motion was entered to close further debate on Kassebaum Amendment No. 331, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, March 14, 1995.
Page 7623

A unanimous-consent agreement was reached providing for further consideration of the bill on Monday, March 13, 1995, with a vote on the pending cloture motion to occur at 5:30 p.m.
Page 7641

Appointments:

Senate Arms Control Observers Group: The Chair, on behalf of the Majority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the appointment of the following Senators as members of the Senate Arms Control Observers Group: Senators Chafee, Warner, Cochran, Nickles, Smith, Snowe, and Kyl.
Page 7623

Nominations Received: Senate received the following nomination:

Daniel Robert Glickman, of Kansas, to be Secretary of Agriculture.
Page 7643

Messages From the House: **Page 7625**

Measures Referred: **Page 7625**

Measures Read First Time: **Page 7625**

Communications: **Page 7625**

Statements on Introduced Bills: **Page 7626**

Additional Cosponsors: **Page 7635**

Authority for Committees: **Page 7635**

Additional Statements: **Page 7636**

Recess: Senate convened at 10 a.m., and recessed at 5:05 p.m., until 12:30 p.m., on Monday, March 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 7643.)

Committee Meetings

APPROPRIATIONS—OSTP/NSF

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from John Gibbons, Director, Office of Science and Technology Policy; Neal Lane, Director, National Science Foundation; and Mary Ann Fox, Vice Chairman, National Science Board.

Subcommittee will meet again on Thursday, March 16.

MEXICAN ECONOMY

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings to examine the economic situation in Mexico and United States efforts to stabilize the peso, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Robert E. Rubin, Secretary, and Lawrence H. Summers, Under Secretary for International Affairs, both of the Department of the Treasury; Peter Tarnoff, Under Secretary of State for Political Affairs; Jack Kemp, Empower America, Washington, D.C.; and Paul A. Volcker, Princeton University, Princeton, New Jersey.

Hearings were recessed subject to call.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control and Risk Assessment held oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund), receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; J. Winston Porter, Waste Policy Center, Sterling, Virginia; Edwin H. Clark II, Clean Sites, Inc., Alexandria, Virginia; Michael Steinberg, Morgan, Lewis & Bockius, on behalf of the Hazardous Waste Cleanup Project, John C. Shanahan, Heritage Foundation, Don R. Clay, Don Clay Associates, Inc., and Katherine N. Probst, Resources for the Future, all of Washington, D.C.; and Lloyd S. Dixon, RAND Corp., Santa Monica, California.

Hearings were recessed subject to call.

WELFARE REFORM

Committee on Finance: Committee continued hearings on proposals to reform the national welfare system, receiving testimony from Donna E. Shalala, Secretary of Health and Human Services.

Hearings continue on Tuesday, March 14.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1201–1213; and four resolutions, H.J. Res. 78, H. Con. Res. 38; and H. Res. 113–114, were introduced.

Page 7580

Reports Filed: Reports were filed as followed:

H. Res. 107, providing for the expenses of certain committees of the House of Representatives in the One Hundred Fourth Congress, amended (H. Rept. 104–74); and

H.R. 999, to establish a single, consolidated source of Federal child care funding; to establish a program to provide block grants to States to provide nutrition assistance to economically disadvantaged individuals and families and to establish a program to provide block grants to States to provide school-based food services to students; and to restrict alien eligibility for certain education, training, and other programs, amended (H. Rept. 104–75, Part 1).

Page 7580

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonilla to act as Speaker pro tempore for today.

Page 7521

Paperwork Reduction: House passed S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public.

Page 7524

Agreed to the Clinger motion to strike out all after the enacting clause and insert the text of H.R. 830, a similar House-passed bill. House then insisted on its amendment to S. 244, and asked a conference. Appointed as conferees: Representatives Clinger, Meyers of Kansas, McHugh, McIntosh, Fox of Pennsylvania, Collins of Illinois, Peterson of Minnesota, and Wise.

Pages 7539, 7559

Product Liability: By a recorded vote of 265 ayes to 161 noes, Roll No. 229, the House passed H.R. 956, to establish legal standards and procedures for product liability litigation.

Page 7546

Rejected the Gordon motion to recommit the bill to the Committee on the Judiciary with instructions to report it back forthwith containing an amendment that sought to restore provisions to require foreign manufacturers to appoint an agent to receive service of process in the United States; and change the limit on punitive damages to three times the amount of damages awarded to the claimant for economic loss on which the claimant's action is based, or $1 million, whichever is less (rejected by a recorded vote of 195 ayes to 231 noes, Roll No. 228).

Page 7556

Agreed to the amendment in the nature of a substitute made in order under the rule.

Page 7556

Rejected: The Schumer amendment that sought to provide for a 5-year sunset on provisions, unless the Commerce Department certifies to Congress not later than 90 days prior to the sunset date that insurance rates for liabilities affected by provisions have declined by not less than 10 percent after adjustment for changes in the CPI, or they have not declined by such a percentage because of extraordinary circumstances that must be detailed (rejected by a recorded vote of 175 ayes to 249 noes, Roll No. 227).

Page 7550

The Gekas amendment was offered, but subsequently withdrawn, that would have permitted the defendant in any State or Federal civil liability action to introduce evidence concerning the claimant's receipt of benefits from a collateral source as reimbursement for the harm suffered.

Page 7546

The Clerk was authorized to make such technical and conforming changes as may be necessary in the engrossment of the bill.

Page 7559

Legislative Program: The Majority Leader announced the legislative program for the week of March 13. Agreed to adjourn from Friday to Monday.

Page 7559

Meeting Hour: Agreed to meet at 2:00 p.m. on Monday, March 13, and at 12:30 p.m. on Tuesday, March 14.

Page 7562

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business on March 15.

Page 7562

Transfer of Employee Positions: House agreed to H. Res. 113, providing for the transfer of certain employee positions.

Page 7562

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 7552, 7557, 7558.

Quorum Calls—Votes: Three recorded votes developed during the procedures of the House today and appear on pages 7552, 7557, 7558. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 2:35 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Office of the General Counsel and National Appeals Division. Testimony was heard from the following officials of the USDA: James S. Gilliland, General Counsel; and Frederick Young, Acting Director, National Appeals Division.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on the Maritime Administration and the Federal Maritime Commission. Testimony was heard from Albert J. Herberger, Administrator, Maritime Administration, Department of Transportation; and William D. Hathaway, Chairman, Federal Maritime Commission.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on D.C.'s Financial Condition. Testimony was heard from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the Smithsonian Institution. Testimony was heard from I. Michael Hayman, Secretary, Smithsonian Institution.

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on Substance Abuse and Mental Health Services Administration. Testimony was heard from Nelba Schabez, Administrator, Substance Abuse and Mental Health Services Administration, Department of Health and Human Services.

ERISA TARGETED HEALTH INSURANCE REFORM ACT

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on H.R. 995, ERISA Targeted Health Insurance Reform Act of 1995. Testimony was heard from Charles C. Masten, Inspector General, Department of Labor; and public witnesses.

FEDERAL RETIREMENT SYSTEM

Committee on Government Reform and Oversight: Subcommittee on Civil Service concluded hearings on the Federal Retirement System (H.R. 804, H.R. 165, H. Con. Res. 2, and H.R. 575). Testimony was heard from Representatives Coble, Goodlatte, Miller of Florida, Davis, English of Pennsylvania, Salmon, Shays, Stockman, Chrysler and Murtha; Nancy Kingsbury, Director, Federal Human Resource Management Issues, GAO; and a public witness.

OVERSIGHT—BORDER SECURITY

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on border security. Testimony was heard from Representatives Condit, Hunter, Bilbray, and Coleman; Mary Ryan, Assistant Secretary, Consular Affairs, Department of State; Doris Meissner, Commissioner, Immigration and Naturalization Service, Department of Justice; Laurie Ekstrand, Associate Director, Administration of Justice Issues, General Government Division, GAO; and Brig. Gen. Edmund Zysk, Deputy Commander, National Guard, State of California.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

IMPROVE THE NATIONAL HIGHWAY SYSTEM AND ANCILLARY ISSUES RELATING TO HIGHWAY AND TRANSIT PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation concluded hearings on legislation to Improve the National Highway System and Ancillary Issues Relating to Highway and Transit Programs, with emphasis on H.R. 842, Truth in Budgeting Act. Testimony was heard from Representatives Bryant of Texas, Sam Johnson of Texas, Frost, and Geren; Neal McCaleb, Secretary of Transportation, State of Oklahoma; and public witnesses.

Joint Meetings

EMPLOYMENT SITUATION

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for February, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, March 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 7651–7722

Measures Introduced: Four bills were introduced, as follows: S. 542–545.

Page 7708

Emergency Supplemental Appropriations/Defense: Senate continued consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with certain excepted committee amendments, and the following amendments proposed thereto:

Page 7696

Pending:

Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR program.

Page 7696

Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), to limit funding of an Executive order that would prohibit Federal contractors from hiring permanent replacements for striking workers.

Page 7696

A unanimous-consent agreement was reached providing that the first cloture vote on the Kassebaum Amendment No. 331, listed above, scheduled to occur at 5:30 p.m. today, be vitiated and rescheduled to occur on Wednesday, March 15, at 10:30 a.m.

Page 7690

A further unanimous-consent agreement was reached providing that the second cloture vote on Kassebaum Amendment No. 331, listed above, scheduled to occur on Tuesday, March 14, be rescheduled to occur (if necessary) on Thursday, March 16, at a time to be determined.

Page 7690

Senate will continue consideration of the bill on Tuesday, March 14, 1995.

Unfunded Mandates/Conference Report—Agreement: A unanimous-consent time agreement was reached providing for the consideration of the conference report on S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, on Tuesday, March 14, 1995.

Page 7717

Communications: **Page 7707**

Statements on Introduced Bills: **Page 7708**

Notices of Hearings: **Page 7714**

Authority for Committees: **Page 7714**

Additional Statements: **Page 7714**

Recess: Senate convened at 12:30 p.m., and recessed at 5:14 p.m., until 11:30 a.m., on Tuesday, March 14, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 7717.)

Committee Meetings

CONSUMER PRICE INDEX

Committee on Finance: Committee held hearings to examine the use of the Consumer Price Index as an indicator of inflation and changes in the cost of living, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor; June E. O'Neill, Director, Congressional Budget Office; and Robert J. Gordon, Northwestern University, Evanston, Illinois.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seven public bills, H.R. 1214–1220, were introduced.

Page 7673

Reports Filed: One report was filed as follows: Conference report on S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations (H. Rept. 104–76).

Pages 7652, 7673

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Jones to act as Speaker pro tempore for today.

Page 7651

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 7673.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 2 p.m. and adjourned at 3:16 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Indian Programs. Testimony was heard from public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on GAO: Coast Guard and Aviation Programs. Testimony was heard from Kenneth Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, GAO.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Opportunities for Cost Savings for the Department of Education. Testimony was heard from Richard W. Riley, Secretary of Education.

The Subcommittee also held an oversight hearing on Opportunities for Cost Savings for the Department of Veterans Affairs. Testimony was heard from Jesse Brown, Secretary of Veterans Affairs.

Tuesday, March 14, 1995

Senate

Chamber Action

Routine Proceedings, pages 7723–7862

Measures Introduced: Eleven bills were introduced, as follows: S. 546–556.

Page 7762

Emergency Supplemental Appropriations/Defense: Senate continued consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with certain excepted committee amendments, and the following amendments proposed thereto:

Pages 7724, 7739

Pending:

Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR program.

Page 7739

Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), to limit funding of an Executive order that would prohibit Federal contractors from hiring permanent replacements for striking workers.

Pages 7723, 7739

Senate will continue consideration of the bill on Wednesday, March 15, 1995, with a vote on a motion to invoke cloture on Kassebaum Amendment No. 331, listed above, to occur at 10:30 a.m.

Unfunded Mandates/Conference Report: Senate began consideration of the conference report on S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Pages 7729, 7745

A vote on the adoption of the conference report will occur on Wednesday, March 15.

Appointments:

British-American Interparliamentary Group: The Chair, on behalf of the President pro tempore, and upon the recommendation of the Minority Leader, pursuant to Public Law 102–138, appointed Senator Heflin as Vice Chairman of the Senate Delegation to the British-American Interparliamentary Group during the 104th Congress.

Page 7737

Nominations Received: Senate received the following nominations:

Mary Beck Briscoe, of Kansas, to be United States Circuit Judge for the Tenth Circuit.

4 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

1 Marine Corps nomination in the rank of Commandant of the Marine Corps.

1 Navy nomination in the rank of admiral.

A routine list in the Army.

Page 7779

Messages From the House: Page 7761

Measures Read First Time: Page 7761

Communications: Page 7761

Statements on Introduced Bills: Page 7762

Additional Cosponsors: Page 7774

Notices of Hearings: Page 7776

Authority for Committees: Page 7776

Additional Statements: Page 7777

Adjournment: Senate convened at 11:30 a.m., and adjourned at 6:19 p.m., until 9:30 a.m., on Wednesday, March 15, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 7779.)

Committee Meetings

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on conservation, wetlands, and farm policy, receiving testimony from Paul W. Johnson, Chief, and Warren Lee, Co-leader, National Wetlands Team, both of the Natural Resources Conservation Service, Department of Agriculture; Michael Davis, United States Army Corps of Engineers; John Laurie, Michigan Farm Bureau, Cass City, on behalf of the American Farm Bureau Federation; William W. Howard, National Wildlife Federation, Washington, D.C.; J. Wendell Gilliam, North Carolina State University, Raleigh; Otto Doering, Purdue University, West Lafayette, Indiana; Bruce A. Babcock, Iowa State University, Ames; Donald D. Etler, Iowa Drainage District Association, Emmetsburg; and Charles Gunn, Jefferson, Iowa.

Hearings continue on Thursday, March 16.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense, receiving testimony from William J. Perry, Secretary of Defense.

Subcommittee will meet again on Tuesday, March 28.

APPROPRIATIONS—ENERGY RESEARCH

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1996 for energy research programs, receiving testimony from Martha Krebs, Director, Office of Energy Research, Department of Energy.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on trade, democracy, and narcotics matters, receiving testimony from Winston Lord, Assistant Secretary of State for East Asian and Pacific Affairs; and Linda Morse, Deputy Assistant Administrator for Asia, Agency for International Development.

Subcommittee will meet again on Tuesday, March 28.

DOD TECHNOLOGY BASE PROGRAMS

Committee on Armed Services: Subcommittee on Acquisition and Technology held hearings to examine the status of technology base programs of the Department of Defense, receiving testimony from Paul Kaminski, Under Secretary for Acquisition and Technology, and Anita Jones, Director of Defense Research and Engineering, both of the Department of Defense; Gilbert F. Decker, Assistant Secretary of the Army for Research, Development and Acquisition; Nora Slatkin, Assistant Secretary of the Navy for Research, Development and Acquisition; and Clark G. Fiester, Assistant Secretary of the Air Force for Acquisition.

Subcommittee recessed subject to call.

HUD REORGANIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded joint hearings with the Subcommittee on HUD Oversight and Structure to examine the budget and management activities of the Department of Housing and Urban Development (HUD), focusing on policy reform issues, after receiving testimony from Judy A. England-Joseph, Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; Susan Gaffney, Inspector General, Department of Housing and Urban Development; Jacqueline Rogers, University of Maryland, College Park, on behalf of the National Academy of Public Administration; and John C. Weicher, Hudson Institute, Anthony Downs, Brookings Institution, and Ronald D. Utt, Heritage Foundation, all of Washington, D.C.

ENDANGERED SPECIES LISTINGS

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries and Wildlife approved for full committee consideration, with amendments, S. 503, to impose a moratorium on the listing of species as endangered or threatened and the designation of critical habitat in order to ensure that constitutionally protected private property rights are not infringed.

WELFARE REFORM

Committee on Finance: Committee resumed hearings on proposals to reform the national welfare system, focusing on teen parenthood, receiving testimony from Douglas J. Besharov, American Enterprise Institute for Public Policy Research, and Kristin A. Moore, Child Trends, Inc., both of Washington, D.C.; Robert C. Granger, Manpower Demonstration Research Corporation, New York, New York; and Rebecca A. Maynard, University of Pennsylvania, Philadelphia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Jacquelyn L. Williams-Bridgers, of Maryland, to be Inspector General; Philip C. Wilcox, Jr., of Maryland, for the rank of Ambassador during his tenure of service as Coordinator for Counter Terrorism; and Ray L. Caldwell, of Virginia, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary for Burdensharing, all of the Department of State, after the nominees testified and answered questions in their own behalf. Ms. Williams-Bridgers was introduced by Senator Sarbanes.

NUCLEAR NON-PROLIFERATION

Committee on Governmental Affairs: Committee held hearings on proposed legislation to provide for the indefinite and unconditional extension of the Nuclear Non-Proliferation Treaty to further the security interests of the United States and all the countries of the world, receiving testimony from Thomas Graham, Special Representative of the President for Arms Control, Nonproliferation and Disarmament; James R. Schlesinger, former Secretary of Defense and former Secretary of Energy, and Gen. Andrew J. Goodpaster, USA (Ret.), on behalf of the Atlantic Council of the United States, both of Washington, D.C.; and Kenneth L. Adelman, Institute for Contemporary Studies, former Director, U.S. Arms Control and Disarmament Agency, Arlington, Virginia.

Hearings were recessed subject to call.

IMMIGRATION CONTROL

Committee on the Judiciary: Committee held hearings on S. 269 and a related proposal to reduce illegal immigration and control the cost of immigration to taxpayers, receiving testimony from Senators Kyl, Feinstein, Hutchison, and Bryan; Janet Reno, Attorney General; and Doris Meissner, Commissioner, Immigration and Naturalization Service, both of the Department of Justice; Shirley S. Chater, Commissioner, Social Security Administration, Department of Health and Human Services; Susan Martin, Executive Director, U.S. Commission on Immigration Reform; Florida Governor Lawton Chiles, Tallahassee; Michael Fix, Urban Institute, Charles B. Keely, Georgetown University, Elizabeth G. Ferris, InterAction, Elisa C. Massimino, Lawyers Committee for Human Rights, Gregory T. Nojeim, American Civil Liberties Union, Daniel A. Stein, Negative Population Growth, Inc., and Cecilia Munoz, National Council of La Raza, all of Washington, D.C.; Lawrence H. Fuchs, Brandeis University, Waltham, Massachusetts; David Simcox, Negative Population Growth, Inc., Louisville, Kentucky; and Mark J. Miller, University of Delaware, Newark.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts approved for full committee consideration, with an amendment in the nature of a substitute, without recommendation, S. 343, to reform the Federal regulatory process.

HEALTH CARE REFORM

Committee on Labor and Human Resources: Committee held hearings to examine health care reform issues in a changing marketplace, receiving testimony from Leonard D. Schaeffer, Blue Cross of California, Woodland Hills; William S. Custer, Custer Economic Research, Washington, D.C.; Kathleen Angel, Digital Equipment Corporation, Maynard, Massachusetts, on behalf of the Corporate Health Care Coalition; Cristie Upshaw Travis, Memphis Business Group on Health, Memphis, Tennessee; Glenn Potter, University of Kansas Medical Center, Kansas City; and James R. Kimmey, Saint Louis University Health Sciences Center, Saint Louis, Missouri.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Fifteen public bills, H.R. 1221–1235; four private bills, H.R. 1236–1239; and one resolution, H. Con. Res. 39, were introduced.

Page 7851

Reports Filed: Reports were filed as followed:

H.R. 1135, to improve the Commodity Distribution Programs of the Department of Agriculture, to reform and simplify the Food Stamp Program, amended (H. Rept. 104–77); and

H. Res. 115, providing for the consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995 (H. Rept. 104–78).

Page 7851

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shays to act as Speaker pro tempore for today.

Page 7781

Recess: House recessed at 1:13 p.m. and reconvened at 2:00 p.m.

Page 7786

Fair Employment Practices: The Speaker appointed the following employees of the House of Representatives to the review panel of the Office of Fair Employment Practices: Ms. Elizabeth Haas, Legal Counsel, Office of the Clerk; and Mr. Randy Johnson, Workplace Policy Coordinator, Committee on Economic and Educational Opportunities.

Page 7786

Suspensions: House voted to suspend the rules and pass the following measures:

Alaska Native Claims Settlement Act: H.R. 402, amended, to amend the Alaska Native Claims Settlement Act;

Page 7790

Cook Inlet Region: H.R. 421, amended, to amend the Alaska Native Claims Settlement Act to provide for the purchase of common stock of Cook Inlet Region:

Page 7792

Sea of Okhotsk fisheries enforcement: H.R. 715, to amend the Central Bering Sea Fisheries Enforcement Act of 1992 to prohibit fishing in the Central Sea of Okhotsk by vessels and nationals of the United States;

Page 7793

Great Western Scenic Trail designation: H.R. 531, amended, to designate the Great Western Scenic Trail as a study trail under the National Trails System Act (by yea-and-nay vote of 400 yeas to 15 nays, Roll No. 230);

Pages 7794, 7809

Minor boundary adjustments and miscellaneous park amendments: H.R. 694, amended, Entitled the "Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995" (by a yea-and-nay vote of 337 yeas to 83 nays, Roll No. 231);

Pages 7795, 7809

Walnut Canyon National Monument: H.R. 562, amended, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona (by a yea-and-nay vote of 371 yeas to 49 nays, Roll No. 232);

Pages 7797, 7811

Delaware Water Gap Recreation Area traffic: H.R. 536, amended, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water Cap Recreation Area (by a yea-and-nay vote of 401 yeas to 22 nays, Roll No. 233). Agreed to amend the title; and

Pages 7798, 7811

Chacoan outliers protection: H.R. 517, to amend title V of Public Law 96–550, designating the Chaco Culture Archeological Protection Sites (by a yea-and-nay vote of 409 yeas to 7 nays, Roll No. 234).

Pages 7799, 7812

Recess: House recessed at 4:17 p.m. and reconvened at 5:00 p.m.

Page 7809

Indian Education Technical Amendments: House passed S. 377, to amend a provision of part A of title IX of the Elementary and Secondary Education Act of 1965, relating to Indian education, and to provide a technical amendment—clearing the measure for the President.

Page 7813

Federal Disaster Relief: House agreed to H. Con. Res. 39, expressing the sense of the Congress regarding Federal disaster relief.

Page 7814

Meeting Hour: Agreed to meet at 10 a.m. on Wednesday, March 15.

Page 7815

Ringling Brothers Circus: House agreed to H. Con. Res. 34, authorizing the use of the Capitol Grounds for the Ringling Bros. and Barnum & Bailey Circus Anniversary Commemoration.

Page 7815

Committees to Sit: It was made in order that the following committees and their subcommittees be permitted to sit on Wednesday, March 15, during proceedings of the House under the five-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Judiciary, National Security, and Resources. Earlier, objection was heard to the unanimous consent request for committees to sit.

Page 7816

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 7852.

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 7809, 7810, 7811, 7812. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:30 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Consolidated Farm Service Agency. Testimony was heard from the following officials of the USDA: Eugene Moos, Under Secretary, Farm and Foreign Agricultural Services, and Grant B. Buntrock, Acting Administrator, Consolidated Farm Service Agency.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on International Information, Cultural and Exchange Activities, and on International Broadcasting Activities. Testimony was heard from Joseph Duffey, Director, U.S. Information Agency; Carl Gershman, President, National Endowment for Democracy; William B. Fuller, President, Asia Foundation; Kenneth B. Pyle, Chairman, Japan-United States Friendship Commission; Andrew Mason, Director, Programs on Population, East-West Center; Ambler H. Moss, Jr., Director, North-South Center; Joseph B. Bruns, Acting Associate Director, Broadcasting, U.S. Information Agency; Kevin Klose, President, Radio Free Europe/Radio Liberty, Inc.; Richard McBride, Executive Director, Board for International Broadcasting; and Geoffrey Cowan, Director, Voice of America.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Solar and Renewables, and on Nuclear Fission, Uranium Supply and Enrichment Activities. Testimony was heard from the following officials of the Department of Energy: Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy; and Ray A. Hunter, Acting Deputy Director, Office of Nuclear Energy.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Secretary of Energy. Testimony was heard from Hazel R. O'Leary, Secretary of Energy.

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on Director, NIH, and on National Institute of Allergy and Infectious Diseases and National Institute of Environmental Health Sciences. Testimony was heard from the following officials of the NIH, Department of health and Human Services: Harold E. Varmus, Director; Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases; and Kenneth Olden, Director, National Institute of Environmental Health Sciences.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on National Guard/Reserve Forces. Testimony was heard from Deborah R. Lee, Assistant Secretary (Reserve Affairs), Department of Defense.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on the FAA. Testimony was heard from David R. Hinson, Administrator, FAA, Department of Transportation.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the White House Office, the Executive Residence and on the National Security Council. Testimony was heard from Patsy Thomasson, Director, Office of Administration, White House Office; Robert Stanton, Regional Director, Executive Residence at the White House; Andrew D. Sens, Executive Secretary, National Security Council; and Joseph E. Stiglitz, member, Council of Economic Advisers.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the NSF. Testimony was heard from Neal F. Lane, Director, NSF.

MEDICARE EXTENDERS

Committee on Commerce: Subcommittee on Health and the Environment held a hearing on Medicare Extenders in the Administration's Fiscal Year 1996 budget. Testimony was heard from Kathleen Buto, Associate Administrator, Policy, Health Care Financing Administration, Department of Health and Human Services.

PRIVATIZATION PROCESS—FEDERAL ROLE

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information and Technology held a hearing on the Federal role in privatization process. Testimony was heard from Representative Klug; Roy Bernardi, Mayor, Syracuse, New York; and public witnesses.

GLOBAL INFORMATION INFRASTRUCTURE

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Global Information Infrastucture: The Next Steps, U.S. Industry Perspective. Testimony was heard from public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Installations and Facilities held a hearing on fiscal year 1996 national defense authorization request. Testimony was heard from the following officials of the Department of Defense: Robert E. Bayer, Deputy Assistant Secretary, Installations, Office of the Assistant Secretary, Economic Security; Paul W. Johnson, Deputy Assistant Secretary, Installations and Housing; Brig. Gen. Robert L. Herndon, USA, Director, Facilities and Housing, Office of the Assistant Chief of Staff, Installation Management; Brig. Gen. William C. Bilo, USA, Deputy Director, Army National Guard; Brig. Gen. Paul C. Bergson, USA, Deputy Chief, Army Reserve; Col. Dennis Cochrane, USA, Chief, Base Realignment and Closure Office, Office of the Assistant Chief of Staff, Installation Management; Robert B. Pirie, Jr., Assistant Secretary, Installations and Environment, Department of the Navy; RAdm. Patrick W. Drennon, USN, Director, Facilities and Engineering Division, Department of the Navy; RAdm. C. Dennis Vaughan, USN, Deputy Director, Naval Reserve; Brig. Gen. Thomas A. Braaten, USMC, Assistant Deputy Chief of Staff, Installations and Logistics (Facilities), U.S. Marine Corps; Jimmy Dishner, Deputy Assistant Secretary, Installations, Department of the Air Force; Maj. Gen. James McCarthy, USAF, Air Force Civil Engineer; Maj. Gen. Jay Blume, USAF, Director, Realignment and Transition; Brig. Gen. Paul Weaver, USAF, Deputy Director, Air National Guard; and Brig. Gen. John Bradley, USAF, Deputy to the Chief, Air Force Reserve.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel continued hearings on fiscal year 1996 national defense authorization request. Testimony was heard from the following officials of the Department of Defense: Frederick Pang, Assistant Secretary, Force Management Policy; RAdm. Patricia Tracey, USN, Director, Manpower and Personnel (J1), Joint Staff; Lt. Gen. Theodore G. Stroup, Jr., USA, Deputy Chief of Staff, Personnel, Department of the Army; VAdm. Frank L. Bowman, USN, Chief, Naval Personnel, Department of the Navy; Lt. Gen George R. Christmas, USMC, Deputy Chief of Staff, Manpower and Reserve Affairs, U.S. Marine Corps; and Lt. Gen. Billy J. Boles, USAF, Deputy Chief of Staff, Personnel, Department of the Air Force.

Hearings continue March 16.

EMERGENCY SUPPLEMENTAL/RESCISSION APPROPRIATIONS; AND SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted, by a recorded vote of 9 to 3, a rule providing for the consideration of H.R. 1158, Making Emergency Supplemental Appropriations for Additional Disaster Assistance and Making Rescissions for Fiscal Year 1995, under a modified open rule. The rule provides one hour of general debate divided equally between the chairman and ranking minority member of the Committee on Appropriations. The rule waives clause 2 of rule XXI, which prohibits unauthorized and legislative provision in an appropriations bill, against the provisions of the bill. The rule makes in order as original text for amendment purposes the text of H.R. 1158 combined with the text of H.R. 1159, except the text of sec. 306 of H.R. 1159. The rule provides for the amendment in the nature of a substitute to be considered as read and subject to a 10 hour amendment process under the five minute rule. The rule waives clause 7 of rule XVI, the germaneness rule, and clause 2 of rule XXI, prohibiting unauthorized and legislative provisions in an appropriations bill, against the amendment in the nature of a substitute. Only amendments printed in the Congressional Record before March 14, 1995, to H.R. 1158 or H.R. 1159 are in order, and the amendments are considered as read. Amendments, including any amendments thereto, are debatable for not to exceed 30 minutes. The rule waives clause 2(e) of rule XXI, which prohibits nonemergency designated amendments to be offered to an emergency appropriations bill, against such pre-printed amendments. Amendments are not in order if they cause the net level of budget authority in the bill to be increased and if they redistribute budget authority outside the same chapter (or title where there are no chapters). Finally, the rule provides for one motion to recommit, with or without instructions. Testimony was heard from Chairman Livingston and Representatives Porter, Obey, Yates, Stokes, Coleman, Skaggs, Foglietta, Lowey, Petri, Gunderson, Stearns, Morella, Klug, Greenwood, Montgomery, Clay, Vento, Slaughter, Andrews, Brewster, DeLauro, Edwards, Brown of Florida, Minge, Delegate Norton, and Commissioner Romero-Barceló.

SBA PILOT MICROLOAN PROGRAM

Committee on Small Business: Held a hearing to review the SBA's Pilot Microloan Program. Testimony was heard from Patricia R. Forbes, Deputy Associate Deputy Administrator, Economic Development, SBA; and public witnesses.

NATURAL GAS AND HAZARDOUS LIQUID PIPELINE SAFETY ACTS REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on the reauthorization of the Natural Gas and Hazardous Liquid Pipeline Safety Acts. Testimony was heard from Representatives Franks of New Jersey and Pallone; Dharmendra K. Sharma, Administrator, Research and Special Programs Administration, Department of Transportation; and public witnesses.

CONTRACT WITH AMERICA TAX RELIEF ACT

Committee on Ways and Means: Ordered reported H.R. 1215, Contract With America Tax Relief Act of 1995.

MILITARY OPERATIONS SUPPORT

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Support to Military Operations. Testimony was heard from departmental witnesses.

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Wednesday, March 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 7863–8101

Measures Introduced: Eleven bills were introduced, as follows: S. 557–567.

Page 7919

Emergency Supplemental Appropriations/Defense: Senate continued consideration of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, with certain excepted committee amendments, and the following amendments proposed thereto:

Pages 7863, 7880, 7899

Pending:

Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR program.

Page 7863

Withdrawn:

Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), to limit funding of an Executive order that would prohibit Federal contractors from hiring permanent replacements for striking workers.

Pages 7863, 7883

During consideration of this measure today, Senate took the following action:

By 58 yeas to 39 nays (Vote No. 103), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Kassebaum Amendment No. 331 (to committee amendment beginning on page 1, line 3), listed above.

Page 7872

A unanimous-consent agreement was reached providing for the pending cloture vote on the Kassebaum Amendment No. 331 (listed above), scheduled to occur on Thursday, March 16, be vitiated, the amendment be withdrawn, and the bill be returned to the Senate calendar.

Page 7916

Unfunded Mandates/Conference Report: By 91 yeas to 9 nays (Vote No. 104), Senate agreed to the conference report on S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Page 7872

Paperwork Reduction Act: Senate disagreed to the amendment of the House to S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public, agreed to the request for a conference thereon, and appointed as conferees Senators Roth, Cohen, Cochran, Glenn, and Nunn.

Page 7951

Senate Disaster Task Force Report: Senate received the final report of the Senate Task Force on Funding Disaster Relief.

Page 7876

Messages From the President: Senate received the following message from the President of the United States: Transmitting the report of the Executive order prohibiting certain transactions with respect to the development of Iranian petroleum resources; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–33).

Page 7918

Messages From the President: Page 7919

Messages From the House: Page 7919

Measures Referred: Page 7919

Measures Placed on Calendar: Pages 7904, 7919

Communications: Page 7919

Statements on Introduced Bills: Page 7920

Additional Cosponsors: Page 7948

Authority for Committees: Page 7949

Additional Statements: Page 7949

Record Votes: Two record votes were taken today. (Total—104)

Pages 7872, 7876

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:50 p.m., until 9 a.m., on Thursday, March 16, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 7957.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for farm and foreign agriculture services of the Department of Agriculture, receiving testimony from Eugene Moos, Under Secretary for Farm and Foreign Agricultural Services; Grant B. Buntrock, Acting Administrator, Consolidated Farm Service Agency; and August Schumacher, Administrator, Foreign Agricultural Service, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, March 22.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Justice, receiving testimony from Janet Reno, Attorney General, Department of Justice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—BONNEVILLE POWER ADMINISTRATION

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1996 for the Bonneville Power Administration, receiving testimony from Alice M. Rivlin, Director, Office of Management and Budget; Randy Hardy, Administrator, Bonneville Power Administration, Department of Energy; Mark Crisson, Tacoma Public Utilities, Tacoma, Washington; Richard E. Dyer, Portland General Electric Company, Portland, Oregon; Richard Holder, Reynolds Metals Corp., Washington, D.C.; K.C. Golden, Northwest Conservation Act Coalition, Seattle, Washington; Ralph Cavanagh, Natural Resources Defense Council, San Francisco, California; Donald Sampson, Umatilla Indian Tribe, Oregon; Warren Seyler, Spokane Indian Tribe, Washington; Jim Baker, Sierra Club, Pullman, Washington; Glenn Vanselow, Pacific Northwest Waterways Association, Vancouver, Washington; and DeWitt Moss, North Side Canal Company, Jerome, Idaho.

Subcommittee recessed subject to call.

APPROPRIATIONS—SMITHSONIAN INSTITUTION

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Smithsonian Institution, receiving testimony from I. Michael Heyman, Secretary, and Constance B. Newman, Under Secretary, both of the Smithsonian Institution.

Subcommittee will meet again on Wednesday, March 22.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces held hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on Army force modernization, receiving testimony from Gilbert F. Decker, Assistant Secretary of the Army for Research, Development, and Acquisition; Maj. Gen. Ronald V. Hite, USA, Deputy for System Management and International Cooperation, and Lt. Gen. Otto J. Guenther, Director of Information Systems for Command, Control, Communications, and Computers, both of the Office of the Assistant Secretary for Research, Development, and Acquisition; and Maj. Gen. Edward G. Anderson III, USA, Assistant Deputy Chief of Staff for Operations and Plans, Force Development.

Subcommittee recessed subject to call.

AUTHORIZATION—COAST GUARD

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans and Fisheries concluded hearings on proposed legislation authorizing funds for fiscal year 1996 for the United States Coast Guard, after receiving testimony for Adm. Robert E. Kramek, USCG, Commandant, United States Coast Guard, Department of Transportation.

BUSINESS MEETING

Committe on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 395, to provide for the sale of Alaska Power Administration and to lift the Alaska North Slope crude oil export ban, with an amendment;

H.R. 400, to provide for the exchange of lands within Gates of the Arctic National Park, with an amendment. (As approved by the committee, the amendment incorporates the text of S. 536 as Title II of the bill);

H.R. 400, to provide for the conveyance of lands to certain individuals in Butte County California;

S. 226, to designate additional and as within the Chaco Culture Archaeological Protection Sites;

S. 444, to provide for the purchase of common stock of Cook Inlet Region;

S. 115, to authorize the Secretary of the Interior to acquire and to convey certain lands or interests in lands to improve the management, protection, and administration of Colonial National Historical Park in the State of Virginia, with an amendment;

S. 134, to provide for the acquisition of certain lands formerly occupied by the Franklin D. Roosevelt family, with an amendment in the nature of a substitute;

S. 188, to establish the Great Falls Historic District in the State of New Jersey;

S. 127, to improve the administration of the Women's Rights National Historical Park in the State of New York, with an amendment in the nature of a substitute;

S. 225, to remove the jurisdiction of the Federal Energy Regulatory Commission to license projects on fresh waters in the State of Hawaii;

S. 359, to provide for the extension of certain hydroelectric projects located in the State of West Virginia;

S. 421, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Kentucky;

S. 461, to authorize extension of the time limitation for a Federal Energy Regulatory Commission issued hydroelectric license;

S. 223, to provide funds to the Palisades Interstate Park Commission for acquisition of land in the Sterling Forest area of the New York/New Jersey Highlands Region;

S. 522, to provide for a limited exemption to the hydroelectric licensing provisions of part I of the Federal Power Act for certain transmission facilities associated with the El Vado Hydroelectric Project in New Mexico;

S. 538, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon;

S. 549, To extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas;

An original bill to provide for the exchange of lands within Gates of the Arctic National Park, to provide for the conveyance of lands within Butte County, California, to designate the Chaco Culture Archaeological Protection Sites, to provide for the purchase of common stock of Cook Inlet Region, to provide for the conveyance of land in Colonial National Historical Park in Virginia, to provide for the acquisition of lands formerly occupied by the Franklin D. Roosevelt family, to establish the Great Falls Historic District in New Jersey, to improve the administration of the Women's Rights National Historical Park in New York, and to provide for the acquisition of land in the Sterling Forest area of the New York/New Jersey Highlands Region. (As approved by the committee, the bill incorporates the text of H.R. 440, S. 226, S. 444, S. 115, S. 134, S. 188, S. 127, and S. 223); and

An original bill to remove the jurisdiction of the FERC to license projects on fresh waters in Hawaii, to provide for the extension of certain hydroelectric projects located in West Virginia, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Kentucky, to extend the time limitation for a FERC-issued hydroelectric licenses, to provide for an exemption to the hydroelectric licensing provisions of part I of the Federal Power Act for certain transmission facilities associated with the El Vado Hydroelectric Project in New Mexico, to reinstate the permit for, and extend the deadline of a hydroelectric project in Oregon, to extend the deadline applicable to the construction of three hydroelectric projects in Arkansas, and to exempt hydro projects of less than 5 megawatts in Alaska from jurisdiction. (As approved by the committee, the bill incorporates the text of S. 225, S. 359, S. 421, S. 461, S. 522, S. 538, S. 549, and a related committee amendment.)

INTERSTATE TRANSPORTATION OF MUNICIPAL SOLID WASTE

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment approved for full committee consideration, with amendments, S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste.

HEALTH INSURANCE DEDUCTION EXTENSION

Committee on Finance: Committee ordered favorably reported, with an amendment in the nature of a substitute, H.R. 831, to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission.

HEALTH CARE REFORM

Committee on Labor and Human Resources: Committee resumed hearings to examine health care reform issues in a changing marketplace, receiving testimony from Minnesota State Representative Lee Greenfield, Minneapolis, on behalf of The Reforming States Group; Paul M. Ellwood, The Jackson Hole Group, Teton Village, Wyoming; Diane Rowland, Henry J. Kaiser Family Foundation, Frank Cummings, Lebouf, Lamb, Greene and MaCrae, Richard E. Curtis, Institute for Health Policy Solutions, and Richard I. Smith, Association of Private Pension and Welfare Plans, all of Washington, D.C.; and Josephine Musser, National Association of Insurance Commissions, Madison, Wisconsin.

Hearings were recessed subject to call.

NAVAJO-HOPI RELOCATION PROGRAM

Committee on Indian Affairs: Committee concluded hearings on S. 349, to authorize funds through fiscal year 1997 for the Navajo-Hopi Relocation Housing Program, after receiving testimony from Albert A. Hale, Navajo Nation, Window Rock, Arizona; Ferrell Secakuku, Hop Tribal Council, Kykotsmovi, Arizona; and Christopher J. Bavasi, Office of Navajo-Hopi Indian Relocation, Flagstaff, Arizona.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 1240–1256; and one resolution, H. Con. Res. 40, were introduced.

Page 8081

Reports Filed: Reports were filed as follows:

H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States, amended (H. Rept. 104–79, Part 1);

H.R. 1134, to amend title XVIII of the Social Security Act to extend certain savings provisions under the Medicare Program, as incorporated in the budget submitted by the President for fiscal year 1996 (H. Rept. 104–80, Part 1);

H.R. 1157, to restore families, promote work, protect endangered children, increase personal responsibility, attack welfare dependency, reduce welfare fraud, and improve child support collections (H. Rept. 104–81, Part 1); and

H. Res. 116, providing for consideration of H.J. Res. 73, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives (H. Rept. 104–82).

Page 8081

Motion To Adjourn: By a yea-and-nay vote of 49 yeas to 367 nays, with 1 voting "present," Roll No. 235, the House rejected the Volkmer motion to adjourn.

Page 7964

Committee Funding: By a yea-and-nay vote of 421 yeas to 6 nays, Roll No. 236, the House agreed to H. Res. 107, providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fourth Congress.

Page 7964

Agreed to the committee amendment in the nature of a substitute.

Page 7972

Emergency Supplemental Appropriations: House completed all general debate and began consideration of amendments to H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995; but came to no resolution thereon. Consideration of amendments will result on Thursday, March 16.

Page 7996

Agreed To:

The Livingston amendment that restores the $37 million rescinded for the Congregate Housing Services Program; and offsets this by increasing to $75 million the amount rescinded from NASA science, aeronautics, and technology activities;

Page 8023

The Young of Florida amendment that restores the $206 million rescinded from VA medical care and construction funding; and offsets this by increasing to $416 million the amount rescinded from the National and Community Service Program (agreed to by a recorded vote of 382 ayes to 23 noes, with 27 voting "present," Roll No. 239);

Page 8025

The Porter technical amendment, as modified, and amended by the Castle amendment that transfers $10 million from the Eisenhower Professional State Grants Program to the Drug Abuse Resistance Education (DARE) Program;

Page 8048

The Murtha amendment that requires the net budget authority savings to be used for deficit reduction (agreed to by a recorded vote of 421 ayes to 1 no, Roll No. 241);

Page 8053

The DeLay amendment that increases the amount rescinded from the Occupational Safety and Health Administration (OSHA) salaries and expenses by $3.5 million (agreed to by a recorded vote of 254 ayes to 168 noes, Roll No. 242);

Page 8056

The Obey amendment that requires all the net savings to be used for deficit reduction by creating a deficit reduction "lockbox" into which such savings would be deposited (agreed to by a recorded vote of 418 ayes to 5 noes, Roll No. 243);

Page 8061

The Rogers amendment, as modified, that transfers $3 million from the acquisition and maintenance of buildings abroad account of the Department of State to the scientific and technical research and services account of the Department of Commerce (agreed to by a recorded vote of 419 ayes to 8 noes, Roll No. 244); and

Page 8064

Rejected:

The Yates amendment that sought to strike the provision mandating specified levels of timber salvage sales on Federal lands in fiscal years 1995 and 1996 (rejected by a recorded vote of 150 ayes to 275 noes, with 1 voting "present," Roll No. 240);

Page 8035

The Crane amendment that sought to rescind an additional $65 million from the Corporation for Public Broadcasting in fiscal year 1996 and an additional $121 million in fiscal year 1997; and to restore $50 million of the rescinded from the "Tech Prep" Vocational Education Program (rejected by a recorded vote of 72 ayes to 350 noes, Roll No. 245); and

Page 8069

The Rohrabacher amendment that sought to rescind an additional $5 million from the Department of Energy fossil energy research and development activities (rejected by a recorded vote of 142 ayes to 274 noes, Roll No. 246).

Page 8075

A point of order was sustained against the Obey amendment that sought to strike the provision rescinding $50 million in Veterans Administration (VA) medical care funding, and $156 million in VA hospital construction funding, and offset these amounts by increasing the amount rescinded from the NASA science, aeronautics and technology account from $38 million to $244 million.

Page 8024

H. Res. 115, the rule under which the bill is being considered, was agreed to earlier by a recorded vote of 242 ayes to 190 noes, Roll No. 238. Agreed to the Dreier technical amendment by a yea-and-nay vote of 226 yeas to 204 nays, Roll No. 237.

Page 7973

Committees To Sit: The following committees and their subcommittees received permission to sit on Thursday, March 16, during proceedings of the House under 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, International relations, National Security, Resources, Science, Small Business, Transportation and Infrastructure, and Veterans Affairs.

Page 8079

Unfunded Mandates: It was made in order that when the House considers the conference report on S. 1, the Unfunded Mandate Reform Act of 1995, that all points of order against the conference report be waived.

Page 8079

Presidential Message—National Emergency With Respect To Iran: Read a message from the President wherein he reports that he has exercised his statutory authority to declare a national emergency to respond to the actions and policies of the Government of Iran—referred to the Committee on International Relations and ordered printed (H. Doc. No. 104–46).

Page 8079

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 8082.

Senate Messages: Messages received from the Senate today appear on page 7970.

Quorum Calls—Votes: Three yea-and nay votes and nine recorded votes developed during the proceedings of the House today and appear on pages 7964, 7973, 7974, 7995, 8035, 8047, 8055, 8060, 8064, 8069, 8074, 8078. There were no quorum calls.

Adjournment: Met at 10:00 a.m., and adjourned at 11:53 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and the Judiciary, and Related Agencies held a hearing on Commerce Department Technology Programs. Testimony was heard from the following officials of the Department of Commerce: Mary Good, Under Secretary, Technology; Arati Prabhakar, Director, National Institute of Standards and Technology; and Bruce A. Lehman, Assistant Secretary and Commissioner of Patents and Trademarks.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to hold a hearing on Atomic Energy Defense Activities. Testimony was heard from Harold Smith, Assistant to the Secretary (Atomic Energy), Department of Defense; and the following officials of the Department of Energy: Victor H. Reis, Assistant Secretary, Defense Programs; Kenneth E. Baker, Acting Director, Office of Nonproliferation and National Security; Adm. Bruce Demars, USN, Deputy Assistant Director, Naval Reactors; Gregory P. Rudy, Acting Director, Office of Fissile Materials Disposition; and Robert W. DeGrasse, Jr., Director, Office of Worker and Community Transition.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies held a hearing on the United Nations/Madeleine Albright. Testimony was heard from the following officials of the Department of State: Ambassador Madeleine K. Albright, Permanent Representative to the United Nations; and Douglas J. Bennet, Assistant Secretary, International Organization Affairs.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the National Heart, Lung, and Blood Institute, and the National Institute of Dental Research. Testimony was heard from the following officials of the Department of Health and Human Services:

Claude J. M. Lenfant, Director, National Heart, Lung, and Blood Institute; and Dushanka Kleinman, Acting Director and Deputy Director, National Institute of Dental Research.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Fiscal Year 1996/1997 Army Budget Overview, and on Army Acquisition Programs. Testimony was heard from the following officials of the Department of the Army: Togo D. West, Jr., Secretary; Gen. Gordon R. Sullivan, USA, Chief of Staff; Gilbert F. Decker, Assistant Secretary (Research, Development and Acquisition); Lt. Gen. Otto J. Guenther, USA, Director, Information Systems for C4, Office of the Assistant Secretary (RDA); Maj. Gen. Ronald V. Hite, USA, Deputy for Systems Management, Office of the Assistant Secretary (RDA); and Maj. Gen. Edward G. Anderson III, USA Assistant Deputy Chief of Staff, Operations and Plans for Force Development.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, and Related Agencies held a hearing on Air Traffic Control Privatization. Testimony was heard from Representative Oberstar; the following officials of the Department of Transportation; Federico Peña, Secretary; and David R. Hinson, Administrator, FAA; Kenneth M. Mead, Director, Transportation Issues, GAO; and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from Arthur Levitt, Jr., Chairman, SEC; and James L. Bothwell, Director, Financial Institutions and Markets Issues, General Government Division, GAO.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 1218, to extend the authority of the Federal Communications Commission to use competitive bidding in granting licenses and permits; H.R. 1217, Medicare Parts B and C Administration Budget Savings Extension Act of 1995; and H.R. 1216, amended, USEC Privatization Act.

AGE DISCRIMINATION IN EMPLOYMENT AMENDMENTS

Committee on Economic and Educational Opportunities: Ordered reported H.R. 849, Age Discrimination in Employment Amendments of 1995.

FEDERAL RETIREMENT REFORM ACT

Committee on Government Reform and Oversight: Began consideration of H.R. 1185, Federal Retirement Reform Act of 1995.

Committee recessed subject to call.

HAAS VERSUS BASS DISMISSED

Committee on House Oversight: Task Force on Contested Election assigned to the Second Congressional District of New Hampshire met and approved a motion to dismiss *Joseph Haas* v. *Charles Bass* case.

NORTHERN IRELAND

Committee on International Relations: Held a hearing on Northern Ireland. Testimony was heard from Representatives Manton, King, Neal, Walsh, and Kennedy of Massachusetts; Richard Holbrooke, Assistant Secretary, European and Canadian Affairs, Department of State; Alan G. Hevesi, Comptroller, City of New York; and public witnesses.

HOUSING FOR OLDER PERSONS ACT

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action H.R. 660, Housing for Older Persons Act of 1995.

DEFENSE AUTHORIZATION; PROLIFERATION THREAT

Committee on National Security: Subcommittee on Military Procurement and the Subcommittee on Research and Development continued joint hearings on fiscal year 1996 national defense authorization request, with emphasis on ballistic missile defense. Testimony was heard from Kathleen Bailey, Senior Fellow, Center for Security and Technology Studies, Lawrence Livermore National Laboratory; and public witnesses.

The Subcommittees also met in executive session to receive a classified briefing on the proliferation threat. The Subcommittee was briefed by the following officials of the CIA: Gordon Oehler, Director, Nonproliferation Center; David Ossias, National Intelligence Officer, Strategic Programs; and James Meditz, Chief, Strategic Systems Division, Office of Science and Weapons Research; and Chuck Munson, Deputy Defense Intelligence Officer, Acquisition Support, Counterproliferation, and Arms Control, Defense Intelligence Agency, Department of Defense.

ALASKA POWER ADMINISTRATION SALE ACT

Committee on Resources: Subcommittee on Water and Power Resources held a hearing on H.R. 1122, Alaska Power Administration Sale Act. Testimony was heard form John Riggs, Principal Deputy Assistant Secretary, Office of Policy, Planning and Program Evaluation, Department of Energy; Dennis McCrohan, Deputy Director, Department of Industrial Development and Export Authority, State of Alaska; and a public witness.

CONFERENCE REPORT—UNFUNDED MANDATE REFORM ACT

Committee on Rules: Granted, by a voice vote, a rule waiving clause 3 of rule XXVIII (prohibiting conference reports from exceeding the scope of legislation committed to conference) against the conference report to accompany S. 1, Unfunded Mandate Reform Act of 1995. Testimony was heard from Representatives Dreier and Portman.

TERM LIMITS CONSTITUTIONAL AMENDMENT

Committee on Rules: Granted, by a recorded vote of 9 to 3, a modified closed rule providing for 3 hours of debate on H.J. Res. 73, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives. The rule makes in order only those amendments in the nature of a substitute printed in the report of the Committee on Rules. The rule provides that the amendments are considered as read, may only be considered in the order specified, may only be offered by the Member specified, are debatable for 1 hour equally divided between the proponent and an opponent, and may be offered notwithstanding the adoption of a previous amendment. The rule provides that if more than one amendment is adopted, the amendment adopted receiving the most affirmative votes is considered as adopted and reported to the House; in the case of a tie, the last such amendment adopted is reported. Finally, the rule provides one motion to recommit, with or without instructions.

Joint Meetings

IFES/FREE TRADE UNIONS—FORMER SOVIET UNION

Commission on Security and Cooperation in Europe: Commission met to receive a briefing on activities of the International Foundation for Electoral Systems (IFES) from Juliana Geran Pilon, Gwenn Hofmann, Linda Edgeworth, Hank Valentino, Daniel Blessington, and Catherine Barnes, all on behalf of the International Foundation for Electoral Systems, Washington, D.C.

Also, Commission met to receive a briefing on free trade unions with regard to the New Independent States of the former Soviet Union from Semyon Karikov, Association of Free Trade Unions of Ukrainian Railway Workers; and Gennady Nikitin, Association of Independent Trade Unions of Kentau, Kazakhstan.

Commission recessed subject to call.

Thursday, March 16, 1995

Senate

Chamber Action

Routine Proceedings, pages 8102–8287

Measures Introduced: Eleven bills and three resolutions were introduced, as follows: S. 568–578, and S. Res. 88–90.

Page 8249

Measures Reported: Reports were made as follows:

S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, with an amendment in the nature of a substitute. (S. Rept. No. 104–15)

S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts.

S. 532, to clarify the rules governing venue.

S. 533, to clarify the rules governing removal of cases to Federal court.

Page 8248

Measures Passed:

House Adjournment: Senate agreed to H. Con. Res. 41, to provide for an adjournment of the House of Representatives from Thursday, March 16, 1995, to Tuesday, March 21, 1995.

Page 8248

Emergency Supplemental Appropriations/Defense: By 97 yeas to 3 nays (Vote No. 108), Senate passed H.R. 889, making supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, after agreeing to excepted committee amendments, and taking action on the following amendments proposed thereto:

Page 8161

Adopted:

(1) Bumpers Amendment No. 330, to restrict the obligation or expenditure of funds on the NASA/Russian Cooperative MIR program.

Page 8161

(2) Bond Amendment No. 332 (to Amendment No. 330), to provide a limitation on the use of funds for entry with Russia into an agreement on exchange of equipment, technology, and materials.

Page 8166

(3) Boxer Amendment No. 334, to express the sense of the Senate that a member of the Armed Forces sentenced by a court martial to confinement and a punitive discharge or dismissal should not receive pay and allowances.

Page 8174

(4) McCain Modified Amendment No. 335, to rescind funds for military construction projects at installations recommended for closure or realignment by the Secretary of Defense in the 1995 round of the base closure process.
Page 8175

(5) Hutchison Amendment No. 336, to rescind fiscal year 1995 funding for listing of species as threatened or endangered and for designation of critical habitat under the Endangered Species Act of 1973. (Earlier, by 38 yeas to 60 nays (Vote No. 106), Senate failed to table the amendment.)
Pages 8180, 8224

(6) Leahy/Jeffords Amendment No. 337, to authorize the Secretary of Transportation to issue a certificate of documentation for the vessel *L. R. Beattie.*
Page 8188

(7) Roth Amendment No. 338, to state the sense of the Senate that indefinite and unconditional extension of the Nuclear Non-Proliferation Treaty is essential for furthering the security interests of the United States and all the countries of the world.
Page 8189

(8) Baucus Amendment No. 339, to state the sense of the Senate on South Korean trade barriers to United States beef and pork.
Page 8197

(9) Brown Amendment No. 340, to require monthly reports on United States support for Mexico during its debt crisis.
Pages 8199, 8203

(10) Inouye (for McConnell) Amendment No. 342, to provide assistance for debt relief for Jordan.
Page 8209

(11) Inouye (for McConnell) Amendment No. 343, to provide funds to the Corps of Engineers to prevent slope instability at Hickman Bluff, Kentucky.
Page 8212

(12) Inouye (for Pressler) Amendment No. 344, to restore local rail freight assistance funds.
Page 8212

(13) Inouye (for Brown) Amendment No. 345, to express the sense of the Senate concerning the National Test Facility.
Page 8212

(14) Inouye (for Feinstein) Amendment No. 346, to provide that the rescission from the Environmental Restoration, Defense, account shall not affect expenditures for environmental restoration at installations proposed for closure or realignment in the 1995 round of the base closure process.
Page 8212

Rejected:

(1) Bumpers Amendment No. 333, to rescind funds made available for the construction of wind tunnels. (By 64 yeas to 35 nays (Vote No. 105), Senate tabled the amendment.)
Page 8168

Withdrawn:

D'Amato Amendment No. 341, (to Amendment No. 340), to provide for a report on illegal drug trafficking in Mexico.
Page 8202

During consideration of this measure today, Senate also took the following action:

By 42 yeas to 57 nays (Vote No. 107), upon appeal, Senate failed to sustain the ruling of the Chair that Hutchison Amendment No. 336, listed above, is in violation of Rule XVI of the Standing Rules of the Senate.
Page 8187

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Hatfield, Stevens, Cochran, Gramm, Domenici, McConnell, Gorton, Specter, Bond, Burns, Byrd, Inouye, Hollings, Johnston, Leahy, Harkin, Lautenberg, Mikulski, and Reid.
Page 8228

Congratulating Mike Mansfield: Senate agreed to S. Res. 88, honoring the 92d birthday of Mike Mansfield.
Pages 8199, 8267, 8275

Authorizing Senate Employee Testimony: Senate agreed to S. Res. 90, to authorize testimony by Senate employee.
Page 8268

Legislative Line-Item Veto—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 4, to grant the power to the President to reduce budget authority, on Monday, March 20, 1995.
Page 8229

Messages From the House: **Page 8248**

Communications: **Page 8248**

Executive Reports of Committees: **Page 8249**

Statements on Introduced Bills: **Page 8249**

Additional Cosponsors: **Page 8267**

Amendments Submitted: **Page 8268**

Authority for Committees: **Page 8271**

Additional Statements: **Page 8271**

Record Votes: Four record votes were taken today. (Total—108)
Pages 8174, 8187, 8224

Recess: Senate convened at 9 a.m., and recessed at 8:08 p.m., until 10 a.m., on Friday, March 17, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 8276.)

Committee Meetings

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on taxpayers' stake in Federal farm policy, receiving testimony from Senators Domenici and Dorgan; Representative Dooley; Eileen M. Manfredi, Principal Analyst, Budget Analysis Division, Congressional Budget Office; John W. Harman, Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Kenneth A. Cook, Environmental Working Group, Martha H. Phillips, Concord Coalition, and Donald Spickler, Washington County Conservation District, on behalf of the National Association of Conservation Districts, all of Washington, D.C.; and Vance Ehmke, Kansas Association of Wheat Growers, Healy.

Hearings continue on Friday, March 31.

APPROPRIATIONS—FBI/DEA

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Louis J. Freeh, Director, Federal Bureau of Investigation, and Thomas S. Constantine, Administrator, Drug Enforcement Administration, both of the Department of Justice.

Subcommittee will meet again on Wednesday, March 29.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Education, receiving testimony from Richard W. Riley, Secretary of Education.

Subcommittee will meet again on Tuesday, March 28.

APPROPRIATIONS—FEDERAL HIGHWAY ADMINISTRATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Federal Highway Administration, receiving testimony from Rodney E. Slater, Administrator, and Jane Garvey, Deputy Administrator, both of the Federal Highway Administration, Department of Transportation.

Subcommittee will meet again on Thursday, March 23.

APPROPRIATIONS—FEMA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Federal Emergency Management Agency, receiving testimony from James Lee Witt, Director, Federal Emergency Management Agency; Judy A. England-Joseph, Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; Keith Bea, Specialist in American National Government, Congressional Research Service, Library of Congress; and James L. Blum, Deputy Director, Congressional Budget Office.

Subcommittee will meet again on Friday, March 24.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on manpower, personnel, and compensation programs, receiving testimony from Senator Boxer; Frederick F.Y. Pang, Assistant Secretary of Defense; Lt. Gen. Theodore G. Stroup, Jr., USA, Deputy Chief of Army Staff for Personnel; Lt. Gen. George R. Christmas, USMC, Deputy Chief of Marine Corps Staff for Manpower and Reserve Affairs; Lt. Gen. Billy J. Bowles, USAF, Deputy Chief of Air Force Staff for Personnel; Vice Adm. Frank L. Bowman, USN, Chief of Naval Personnel; and Cindy Williams, Assistant Director, National Security Division, and Dick Fernandez, Analyst, both of the Congressional Budget Office.

Subcommittee will meet again on Thursday, March 23.

TRADE SANCTIONS AGAINST IRAN

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 277, to impose comprehensive economic sanctions against Iran, after receiving testimony from Peter Tarnoff, Under Secretary of State for Political Affairs; Patrick L. Clawson, Senior Fellow, Institute for National Strategic Studies, National Defense University, Department of Defense; Kenneth R. Timmerman, Middle East Data Project, Inc., Kensington, Maryland; John H. Lichtblau, Petroleum Industry Research Foundation, Inc., New York, New York; and J. Michael Stinson, Conoco Inc., Houston, Texas.

NORTH KOREA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs met in closed session to receive a briefing on recent developments on the implementation of the Agreed Framework with North Korea from Robert L. Gallucci, Ambassador at Large; and officials of the intelligence community.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Karen Nelson Moore, of Ohio, to be United States Circuit Judge for the Sixth Circuit; Janet Bond Arterton, to be United States District Judge for the District of Connecticut; Willis B. Hunt Jr., to be United States District Judge for the Northern District of Georgia; Charles B. Kornmann, to be United States District Judge for the District of South Dakota; J. Don Foster, to be United States Attorney for the Southern District of Alabama; and Martin James Burke, to be United States Marshal for the Southern District of New York;

S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts;

S. 532, to clarify the rules governing venue; and

S. 533, to clarify the rules governing removal of cases to Federal court.

Also, committee reconsidered their action of February 9, when the committee ordered favorably reported, with amendments, S.J. Res. 21, proposing a constitutional amendment to limit congressional terms, and agreed to report the resolution instead with an amendment in the nature of a substitute.

ARCHITECT OF THE CAPITOL

Committee on Rules and Administration: Committee concluded oversight hearings to examine activities of the Office of the Architect of the Capitol, focusing on its funding authority for new projects, after receiving testimony from William L. Ensign, Assistant Architect of the Capitol; J. Raymond Carroll, Director of Engineering; and Emanuele Crupi, Budget Officer, all of the Office of the Architect of the Capitol.

House of Representatives

Chamber Action

Bills Introduced: Ten public bills, H.R. 1257–1266; and five resolutions, H. Con. Res. 41–44 and H. Res. 118, were introduced.

Page 8150

Report Filed: One report was filed as follows: H. Res. 117, providing for the consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending, and reduce welfare dependence.

Page 8150

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Linder to act as Speaker pro tempore for today.

Page 8102

Adjournment Resolution: House agreed to H. Con. Res. 41, providing for an adjournment of the House from Thursday, March 16, 1995, to Tuesday, March 21, 1995.

Page 8104

Emergency Supplemental Appropriations: By a yea-and-nay vote of 227 yeas to 200 nays, Roll No. 251, the House passed H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995.

Page 8104

Rejected the Obey motion to recommit the bill to the Committee on Appropriations with instructions to report the bill back forthwith containing an amendment striking $4,724,000,000 from rescissions for disaster assistance; striking language in the bill regarding rescissions for the special supplemental food program for Women, Infants, and Children (WIC); striking $662,500,000 from rescissions for Employment and Training Administration and reduces funds made available and rescinded for the School-to-Work Opportunities Act; striking language in the bill regarding Community Services Employment for Older Americans; striking $10,000,000 from rescissions for Health Resources and Services Administration; striking language in the bill regarding Low Income Home Energy Assistance; striking $82,000,000 from rescissions for education reform, including reductions in funds made available for State and local education systemic improvement and Federal activities, and language in the bill for the School-to-Work Opportunities Act; reduces funds made available under the heading "Education for the Disadvantaged"; striking $420,000,000 from rescissions in School Improvement Programs, and reductions in funds made available for titles IV and V–C; reduces funds made available for Student Financial Assistance and deletes a part of the title of the Higher Education Act from rescissions; reduces funds made available and rescinded for the Corporation for Public Broadcasting; and striking funds rescinded for annual contributions for assisted housing, amounts earmarked for the modernization of existing public housing projects, amounts earmarked for lead-based paint hazard reduction and strikes language in the bill for payments for operation of low-income housing projects (rejected by a yea-and-nay vote of 185 yeas to 242 nays, Roll No. 250).

Page 8123

Agreed to the committee amendment in the nature of a substitute.

Page 8118

Rejected:

The Obey motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken and rejected by a recorded vote of 187 ayes to 220 noes, Roll No. 247; and

Page 8104

The Stearns amendment that sought to rescind all unobligated balances in the National Endowment for the Arts (NEA) grants and administration account (rejected by a recorded vote of 168 ayes to 260 noes, Roll No. 249).

Page 8113

Points of order were sustained against the following amendments:

The Shays amendment that sought to restore funding rescinded for the Housing Opportunities for Persons with AIDS Program; and

Page 8106

The Obey amendment that sought to reduce the amount rescinded from the Health and Human Services Department's health resources and services account to restore funding for the "Healthy Start" Program.

Page 8110

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make other conforming changes as may be necessary in the engrossment of the bill.

Page 8126

Unfunded Mandates Reform: By a yea-and-nay vote of 394 yeas to 28 nays, Roll No. 252, the House agreed to the conference report on S. 1, to curb the practice of imposing unfunded Federal mandates on States and local governments, to ensure the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations, and to provide information on the cost of Federal mandates in the private sector.

Page 8127

Agreed to the Clinger motion that the House recede from its amendment to the title—clearing the measure for the President.

Page 8137

Legislative Program: The acting Majority Leader announced the legislative program for the week of March 20.

Page 8137

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 22.

Page 8137

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, March 21, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 8137

Senate Messages: Messages received from the Senate today appear on pages 8104, 8149.

Quorum Calls—Votes: One quorum call (Roll No. 248), three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 8105, 8112, 8117, 8125, 8126, 8136.

Adjournment: Met at 10:00 a.m. and, pursuant to H. Con. Res. 41, adjourned at 4:29 p.m. until 12:30 p.m. on Tuesday, March 21.

Committee Meetings

PERISHABLE AGRICULTURAL COMMODITIES ACT

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing to review the Perishable Agricultural Commodities Act. Testimony was heard from Lon F. Hatamiya, Administrator, Agricultural Marketing Service, USDA; Bob Robinson, Associate Director, Food and Agriculture Issues, GAO; and public witnesses.

AGRICULTURAL, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Rural Economic and Community Development. Testimony was heard from the following officials of the USDA: Michael Dunn, Acting Under Secretary, Rural Economic and Community Development; Wally Beyer, Administrator, Rural Utilities Service; Maureen A. Kennedy, Acting Administrator, Rural Housing and Community Development Service; and Dayton J. Watkins, Acting Administrator, Rural Business and Community Development Service.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on Commerce Department Statistical Programs. Testimony was heard from the following officials of the Department of Commerce: Everett M. Ehrlich, Under Secretary, Economic Affairs; Martha Farnsworth Riche, Director, Bureau of the Census; and Carol S. Carson, Director, Bureau of Economic Analysis.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Nuclear Waste Disposal Fund, Nuclear Waste Technical Review Board, and on Power Marketing Administration. Testimony was heard from the following officials of the Department of Energy: Daniel A. Dreyfus, Director, Office of Civilian Waste Management; John E. Cantlon, Chairman, Nuclear Waste Technical Review Board; Robert R. Nordhaus, General Counsel; J.M. Shafer, Administrator, Western Area Power Administration; Randall Hardy, Administrator, Bonneville Power Administration; Michael Deihl, Administrator, Alaskan Power Administration; Leon Jourolmon, Acting Administrator, Southeastern Power Administration; and Forrest Reeves, Acting Administrator, Southwestern Power Administration, all officials of the Power Marketing Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Territorial and International Affairs. Testimony was heard from Leslie M. Turner, Assistant Secretary, Territorial and International Affairs, Department of the Interior.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Guard and Reserve Programs. Testimony was heard from Deborah R. Lee, Assistant Secretary, Reserve Affairs, Department of Defense.

FINANCIAL SERVICES MARKETS—CURRENT STATE AND FUTURE

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government-Sponsored Enterprises continued hearings on the Current State and Future of the Financial Services Market. Testimony was heard from public witnesses.

DISCRETIONARY REDUCTION AND CONTROL ACT

Committee on the Budget: Ordered reported amended H.R. 1219, Discretionary Reduction and Control Act of 1995.

SUPERFUND REAUTHORIZATION

Committee on Commerce: Subcommittee on Commerce, Trade and Hazardous Materials held a hearing on the reauthorization of the Superfund Program. Testimony was heard from Carol M. Browner, Administrator, EPA; Mary Gade, Director, Environmental protection agency, State of Illinois; and public witnesses.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on implementation and enforcement of the Clean Air Act Amendments of 1990, Employee Trip Reduction Program. Testimony was heard from Mary Nichols, Assistant Administrator, Air and Radiation, EPA; Carla Berroyer, Bureau Chief, Urban Program Planning Department of Transportation, State of Illinois; and public witnesses.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education and Training continued hearings on training issues. Testimony was heard from Charles C. Masten, Inspector General, Department of Labor; Nora Wang, Commissioner, Department of Employment, City of New York; and public witnesses.

Hearings continued March 21.

FAMILY REINFORCEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information and Technology held a hearing on Title IV of H.R. 11, Family Reinforcement Act. Testimony was heard from Senator Grassley; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; William T. Butz, Associate Director, Demographic Programs, Bureau of the Census, Department of Commerce; and public witnesses.

HUMAN RIGHTS AND DEMOCRATIZATION OF ASIA

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Operations and Human Rights held a joint hearing on Human Rights and Democratization in Asia. Testimony was heard from John Shattuck, Assistant Secretary, Democracy, Human Rights, and Labor, Department of State; and public witnesses.

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY ACT AND THE ECONOMIC EMBARGO OF CUBA

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on "The Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1995," and the Economic Embargo of Cuba. Testimony was heard from Representatives Diaz-Balart and Rangel; Alexander F. Watson, Assistant Secretary, Inter-American Affairs, Department of State; Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; and public witnesses.

SEXUAL CRIMES AGAINST CHILDREN PREVENTION ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action amended H.R. 1240, Sexual Crimes Against Children Prevention Act of 1995.

IMMIGRATION ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action H.R. 962, to amend the Immigration Act of 1990 relating to the membership of the United States Commission on Immigration Reform.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel continued hearings on fiscal year 1996 national defense authorization request, with emphasis on quality-of-life issues. Testimony was heard from Edwin Dorn, under Secretary, Personnel and Readiness, Department of Defense; and public witnesses.

Hearings continue March 23.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement continued hearings on fiscal year 1996 national defense authorization request, with emphasis on Navy attack submarine requirements. Testimony was heard from the following officials of the Department of the Navy: Nora Slatkin, Assistant Secretary, Research, Development and Acquisition; Adm. Dennis Jones, USN, Director, Submarine Warfare; and Adm. Bruce DeMars, USN, Deputy Assistant Director, Naval Reactors; Richard A. Davis, Director, National Security Analysis, National Security and International Affairs Division, GAO; Ronald O'Rourke Specialist in National Defense, Congressional Research Service, Library of Congress; and public witnesses.

Hearings continue March 23.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Readiness continued hearings on fiscal year 1996 national defense authorization request, with emphasis on force readiness—concerns, solutions and indicators. Testimony was heard from the following officials of the GAO: Mark E. Gebicke, Director and Charles J. Bonanno, Assistant Director, both with the Military Operations and Capabilities Issues and Ray S. Carroll, Jr., Senior Evaluator, Norfolk Regional Office; and the following officials of the Department of Defense: Edwin Dorn, Under Secretary, Personnel and Readiness; Lt. Gen. Paul E. Blackwell, USA, Deputy Chief of Staff, Operations and Plans, Department of the Army; VAdm. Thomas J. Lopez, USA, Deputy Chief of Naval Operations, Resources, Warfare Requirements and Assessments, Department of the Navy; Lt. Gen. Arthur C. Blades, USMC, Deputy Chief of Staff, Plans and Operations, U.S. Marine Corps; and Lt. Gen. Joseph W. Ralston, USAF, Deputy Chief of Staff, Plans and Operations, Department of the Air Force.

Hearings continue March 22.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on the following bills: H.R. 1141, to amend the act popularly known as the "Sikes Act" to enhance fish and wildlife conservation and natural resources management programs; and H.R. 1139, to amend the Atlantic Striped Bass Conservation Act. Testimony was heard from Representatives Geren of Texas, Pallone and Brewster; James Geiger, Assistant Regional Director, Fisheries, Northeast Program, U.S. Fish and Wildlife Service, Department of the Interior; Sherri Goodman, Deputy Under Secretary, Environmental Security, Department of Defense; Richard H. Schaefer, Director, Office of Fisheries Conservation, National Marine Fisheries Service, Department of Commerce; W.P. Jensen, Director, Fisheries, State of Maryland; and public witnesses.

OVERSIGHT—RIGHTS-OF-WAY REGULATIONS

Committee on Resources: Subcommittee on National Parks, Forests and Land held an oversight hearing on RS 2477 Regulations. Testimony was heard from Senator Hatch; Representative Orton; John D. Leshy, Solicitor, Department of the Interior; Elizabeth Barry, Assistant Attorney General, State of Alaska; Ted Stewart, Director, Department of Natural Resources, State of Utah; and public witnesses.

CONFERENCE REPORT—UNFUNDED MANDATES REFORM ACT

Committee on Rules: Committee vacated the proceedings of Wednesday, March 15, 1995, by which it ordered reported a rule waiving certain points of order against the conference report to accompany S. 1, Unfunded Mandates Reform Act.

PERSONAL RESPONSIBILITY ACT

Committee on Rules: Granted, by a voice vote, a rule providing for general debate only—2 hours to be equally divided and controlled between the chairman and ranking minority members of the Committee on Ways and Means and 3 hours equally divided and controlled by the chairman and ranking minority members of the Committee on Economic and Education Opportunities and the Committee on Agriculture—on H.R. 4, Personal Responsibility Act of 1995. The rule also provides that the Committee shall rise after general debate without motion and that there shall be no future consideration of the bill except by a subsequent order of the House. Testimony was heard from Chairman Archer and Representatives Shaw, Johnson of Connecticut, Zimmer, Dunn, Collins of Georgia, Goodling, Roukema, Cunningham, Roberts, Smith of Michigan, Hostettler, Young of Alaska, Hyde, Smith of New Jersey, Morella, Smith of Texas, Blute, Kim, Bunn of Oregon, Coburn, Salmon, Waldholtz, Largent, Gephardt, Rangel, Stark, Matsui, Kennelly, Levin, Cardin, McDermott, Kleczka, Neal, Clay, Kildee, Martinez, Mink, Reed, Engel, de la Garza, Volkmer, Thurman, Obey, Kaptur, Moran, Waters, Deal of Georgia, Jackson-Lee, Rivers, and Maloney.

U.S. FIRE ADMINISTRATION AUTHORIZATION

Committee on Science: Subcommittee on Basic Research held a hearing on U.S. Fire Administration Fiscal Year 1996 Authorization. Testimony was heard from Representative Hoyer; Carrye Brown, Administrator, U.S. Fire Administration, FEMA; and public witnesses.

NASA; OUTSIDE OPINION

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on NASA: The Outside Opinion. Testimony was heard from David Moore, Senior Analyst, CBO; Jack L. Brock, Jr., Director, Information Resource Management, National Security and International Affairs, GAO; Edward Teller, Lawrence Livermore National Laboratory; and public witnesses.

SBA BUSINESS DEVELOPMENT PROGRAMS

Committee on Small Business: Held a hearing to review the SBA Business Development Programs. Testimony was heard from Mary Jean Ryan, Associate Deputy Administrator, Economic Development, SBA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

COAST GUARD BUDGET AUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation approved for full Committee action the Coast Guard Authorization Act of 1995.

BUDGET RECOMMENDATIONS

Committee on Veterans' Affairs: Approved budget recommendations for the report to the Committee on the Budget.

COUNTER INTELLIGENCE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Counter Intelligence. Testimony was heard from departmental witnesses.

Joint Meetings

HUMPHREY HAWKINS ACT

Joint Economic Committee: Committee concluded hearings to examine certain provisions of the Full Employment and Balanced Growth Act of 1978 (Humphrey Hawkins Act) applicable to the accountability and responsibility in the conduct of monetary policy, after receiving testimony from Arthur Laffer, V.A. Canto & Associates, La Jolla, California; Lawrence Kudlow, *National Review,* Manhattan, New York; John Rutledge, Rutledge and Company, Greenwich, Connecticut; Wayne D. Angell, Bear, Stearns & Co., Inc., New York, New York; Jerry J. Jasinowski, National Association of Manufacturers, Washington, D.C.; Thomas Havrilesky, Duke University, Durham, North Carolina; David I. Meiselman, Virginia Polytechnic Institute and State University, Blacksburg; and Robert Eisner, Northwestern University, Evanston, Illinois.

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Friday, March 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 8288–8319

Measures Introduced: One bill was introduced, as follows: S. 577.

Page 8316

Nominations Confirmed: Senate confirmed the following nominations:

Maurice B. Foley, of California, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

Juan F. Vasquez, of Texas, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

Lacy H. Thornburg, of North Carolina, to be United States District Judge for the Western District of North Carolina.

Sidney H. Stein, of New York, to be United States District Judge for the Southern District of New York.

Thadd Heartfield, of Texas, to be United States District Judge for the Eastern District of Texas.

David Folsom, of Texas, to be United States District Judge for the Eastern District of Texas.

Sandra L. Lynch, of Massachusetts, to be United States Circuit Judge for the First Circuit.

Page 8319

Communications: **Page 8315**

Statements on Introduced Bills: **Page 8316**

Additional Cosponsors: **Page 8316**

Notices of Hearings: **Page 8316**

Authority for Committees: **Page 8217**

Additional Statements: **Page 8317**

Recess: Senate convened at 10 a.m., and recessed at 2:57 p.m., until 10 a.m., on Monday, March 20, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 8318.)

Committee Meetings

ENDANGERED SPECIES

Committee on Environment and Public Works: Committee concluded hearings to examine Department of the Interior and Department of Defense consultations regarding endangered species at Fort Bragg, North Carolina, and the Back Bay National Wildlife Refuge in Virginia, and a related amendment to S. 503, proposed Endangered Species Listing Moratorium Act, after receiving testimony from George Frampton, Assistant Secretary of the Interior for Fish, Wildlife and Parks, and Robert Shallenberger, Chief, Division of Refuges, U.S. Fish and Wildlife Service, both of the Department of the Interior; Lewis D. Walker, Deputy Assistant Secretary of the Army for Environment, Safety, and Occupational Health; Gen. Carl W. Stiner, USA (Ret.), LaFollette, Tennessee, former Commander in Chief of the U.S. Special Operations Command; Joseph Elton, Virginia Department of Conservation and Recreation, Richmond; and Molly P. Brown, Citizens for Solutions, Virginia Beach, Virginia.

REGULATORY REFORM

Committee on the Judiciary: Committee held hearings on S. 343, to reform the Federal regulatory process, receiving testimony from Representative McIntosh; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Kelvin R. Herstad, United Truck Body Company, Inc., Duluth, Minnesota; Robert Morris, Medical College of Wisconsin, Milwaukee; George Clemon Freeman, Jr., American Bar Association, and Christopher DeMuth, American Enterprise Institute, both of Washington, D.C.; Cass R. Sunstein, University of Chicago Law School, Chicago, Illinois; and Philip K. Howard, New York, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12:30 p.m. on Tuesday, March 21.

Committee Meetings

LORTON CORRECTIONAL COMPLEX CLOSURE ACT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on H.R. 461, Lorton Correctional Complex Closure Act. Testimony was heard from Senator Warner; Representatives Wolf and Moran; the following officials of the District of Columbia: Michael Rogers, City Administrator; David Clarke, Chairman, and William Lightfoot, member, both with the City Council; the following officials of the State of Virginia: James Gilmore, Attorney General; Katherine K. Hanley, Chairman, and Gerald Hyland, Supervisor, both with the Board of Supervisors, Fairfax County; Maureen S. Caddigan, Vice Chairman, and Michelle B. McQuigg, Supervisor, both with the Board of Supervisors, Prince William County.

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Monday, March 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 8320–8378

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 578 and 579, and S.J. Res. 29 and 30.

Page 8367

Legislative Line-Item Veto: Senate began consideration of S. 4, to grant the power to the President to reduce budget authority, taking action on amendments proposed thereto, as follows:

Pages 8320, 8355

Withdrawn:

(1) Committee amendment beginning on page 5, line 1, to establish procedures for deficit reduction.

Page 8356

(2) Committee amendment on page 9, lines 18 and 19, to sunset Title XI, establishing rescission authority, on September 30, 2002.

Page 8356

Pending:

Dole Amendment No. 347, to provide for the separate enrollment for presentation to the President of each item of any appropriation bill and each item in any authorization bill or resolution providing direct spending or targeted tax benefits.

Page 8356

A motion was entered to close further debate on Dole Amendment No. 347, listed above and, in accordance with the provisions of Rule XXII of the Standing rules of the Senate, a vote on the cloture motion will occur on Wednesday, March 22, 1995.

Page 8364

Senate will continue consideration of the bill on Tuesday, March 21, 1995.

Messages from the President: Senate received the following message from the President of the United States: Transmitting, a notice of his intent to designate the West Bank and Gaza Strip as a beneficiary of the Generalized System of Preferences; to the Committee on Finance. (PM–34).

Page 8365

Messages From the President: Page 8365

Communications: Page 8365

Statements on Introduced Bills: Page 8367

Additional Cosponsors: Page 8371

Amendments Submitted: Page 8371

Notices of Hearings: Page 8372

Authority for Committees: Page 8372

Additional Statements: Page 8372

Recess: Senate convened at 10 a.m., and recessed at 6:15 p.m., until 9:30 a.m., on Tuesday, March 21 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 8375.)

Committee Meetings

WELFARE REFORM

Committee on Finance: Committee resumed hearings on welfare reform issues, focusing on programs that encourage people to move from welfare dependency to self-reliance in the work force, receiving testimony from Judith M. Gueron, Manpower Demonstration Research Corporation, New York, New York; Stephen D. Minnich, Oregon Department of Human Resources, Salem; Lawrence E. Townsend, Jr., Riverside County Department of Public Social Services, Riverside, California; Robert E. Friedman, Corporation for Enterprise Development, San Francisco, California; and Jeffrey H. Joseph, United States Chamber of Commerce, William Marshall III, Progressive Policy Institute, and Gerald M. Shea, AFL–CIO, all of Washington, D.C.

Hearings were recessed subject to call.

INDIAN PROGRAM FUNDING

Committee on Indian Affairs: Committee concluded oversight hearings to examine the projected impact of proposed rescissions for fiscal year 1995 and of proposals to consolidate or block grant Federal funds to the States upon programs serving American Indians, Alaska Natives, and Native Hawaiians, after receiving testimony from I. Michael Heyman, Secretary, Smithsonian Institution; Ada Deer, Assistant Secretary of the Interior for Indian Affairs; James Kohlmoos, Acting Director of Indian Education Programs, Office of Indian Education, Department of Education; Dominic Nessi, Director, Office of Native American Programs, Public and Indian Housing, Department of Housing and Urban Development; and Josephine Nieves, Associate Assistant Secretary of Labor for Employment and Training.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12:30 p.m. on Tuesday, March 21.

Committee Meetings

No Committee meetings were held.

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Tuesday, March 21, 1995

Senate

Chamber Action

Routine Proceedings, pages 8379–8571

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 580–586, and S.J. Res. 31.
Page 8435

Measures Reported: Reports were made as follows:

Reported on Monday, March 20, 1995, during the recess of the Senate:

H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, with an amendment in the nature of a substitute. (S. Rept. No. 104–16)
Page 8435

Measures Passed:

Greek Independence Day: Committee on the Judiciary was discharged from further consideration of S. Res. 79, designating March 25, 1995, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy", and the resolution was then agreed to.
Page 8467

Legislative Line-Item Veto: Senate continued consideration of S. 4, to grant the power to the President to reduce budget authority, taking action on amendments proposed thereto, as follows:
Pages 8382, 8384, 8467

Adopted:

(1) Simon/Levin Modified Amendment No. 393 (to Amendment No. 347), to provide for expedited judicial review.
Pages 8417, 8432

Pending:

(1) Dole Amendment No. 347, to provide for the separate enrollment for presentation to the President of each item of any appropriation bill and each item in any authorization bill or resolution providing direct spending or targeted tax benefits.
Page 8394

(2) Feingold Amendment No. 356 (to Amendment No. 347), to amend the Congressional Budget and Impoundment Control Act of 1974 to limit consideration of nonemergency matters in emergency legislation.
Page 8426

(3) Feingold/Simon Amendment No. 362 (to Amendment No. 347), to express the sense of the Senate regarding deficit reduction and tax cuts.
Page 8429

(4) Exon Amendment No. 402 (to Amendment No. 347), to provide a process to ensure that savings from rescission bills be used for deficit reduction.
Page 8432

A second motion was entered to close further debate on Dole Amendment No. 347, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, March 23, 1995.
Page 8384

A unanimous-consent time-agreement was reached providing for the consideration of a proposed Bradley amendment on Wednesday, March 22, 1995.
Page 8434

Senate will continue consideration of the bill on Wednesday, March 22, 1995, with a vote on the pending cloture motion to occur at 6 p.m.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting, the report on the Export Administration Act; to the Committee on Banking, Housing, and Urban Affairs. (PM–35).
Page 8434

Transmitting, the report of the National Science Foundation for fiscal year 1993; to the Committee on Labor and Human Resources. (PM–36).
Page 8435

Messages From the President: **Page 8434**

Messages From the House: **Page 8435**

Statements on Introduced Bills: **Page 8436**

Additional Cosponsors: **Page 8454**

Amendments Submitted: **Page 8455**

Notices of Hearings: **Page 8466**

Authority for Committees: **Page 8466**

Additional Statements: **Page 8467**

Recess: Senate convened at 9:30 a.m., and recessed at 9:08 p.m., until 9:30 a.m., on Wednesday, March 22, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 8467.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of Daniel Robert Glickman, of Kansas, to be Secretary of Agriculture, after the nominee, who was introduced by Senators Dole and Kassebaum, and Representative Roberts, testified and answered questions in his own behalf.

MILITARY READINESS

Committee on Armed Services: Subcommittee on Readiness held hearings to examine a report on military capabilities and readiness, receiving testimony from Gen. Alfred M. Gray, USMC (Ret.); Adm. Carlisle A.H. Trost, USN (Ret.); and Gen. Robert W. RisCassi, USA (Ret.).

Subcommittee recessed subject to call.

UNITED STATES AND FOREIGN COMMERCIAL SERVICE

Committee on Banking, Housing and Urban Affairs: Subcommittee on International Finance concluded oversight hearings on the operation of the United States and Foreign Commercial Service, focusing on proposals to reorganize and to transfer the United States and Foreign Commercial Service from the Department of Commerce to the Department of State, after receiving testimony from former Representative Bill Frenzel; Jeffrey E. Garten, Under Secretary of Commerce for International Trade; Paul T. Walters, Regional Director, United States and Foreign Commercial Service (King of Prussia, Pennsylvania), Department of Commerce; J. Michael Farren, Xerox Corporation, former Under Secretary of Commerce for International Trade, John V.E. Hardy, Jr., Brown & Root, Inc., on behalf of the National Association of Manufacturers, and William Bodde, Jr., Pacific Basin Economic Council, all of Washington, D.C.; Lawrence J. MacBean, Century Furniture Industries, Hickory, North Carolina, on behalf of the North Carolina District Export Council; and Thomas J. McNabb, Aquatics Unlimited, Martinez, California.

TELECOMMUNICATIONS POLICY REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine telecommunications policy reform issues, focusing on cable rate deregulation, broadcast ownership, and foreign ownership, after receiving testimony from Scott Harris, International Bureau Chief, Federal Communications Commission; Decker Anstrom, National Cable Television Association, Roy Neel, United States Telephone Association, Bradley C. Stillman, Consumer Federation of America, Edward O. Fritts, National Association of Broadcasters, Preston R. Padden, Fox Broadcasting Company, all of Washington, D.C.; Richard A. Cutler, Satellite Cable Services, Sioux Falls, South Dakota; Gerald L. Hassell, The Bank of New York, and Eli Noam, Columbia University, both of New York, New York; U. Bertram Ellis, Jr., Ellis Communications, Inc., Atlanta, Georgia; and Jim Waterbury, KWWL–TV, Waterloo, Iowa, on behalf of the NBC Affiliates Association.

BONNEVILLE POWER ADMINISTRATION

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Regulation concluded hearings on S. 92, to provide for the reconstitution of outstanding repayment obligations of the Administrator of the Bonneville Power Administration for the appropriated capital investments in the Federal Columbia River Power System, after receiving testimony from Jack Robertson, Deputy Administrator, Bonneville Power Administration, Department of Energy; and Angus Duncan, Northwest Power Planning Council, and Geoff Carr, Public Power Council, both of Portland, Oregon.

TAX TREATMENT OF EXPATRIATE AMERICANS

Committee on Finance: Subcommittee on Taxation and IRS Oversight held hearings on proposals to impose income tax on unrealized gains of United States citizens who relinquish their United States citizenship, receiving testimony from Jamison S. Borek, Deputy Legal Adviser, Department of State; Leslie B. Samuels, Assistant Secretary of the Treasury for Tax Policy; Ellen K. Harrison, Morgan, Lewis & Bockius, and H. David Rosenbloom, Caplin & Drysdale, Chartered, both of Washington, D.C.; Marshall J. Langer, Shutts & Bowen, London, England; and Robert F. Turner, U.S. Naval War College, Newport, Rhode Island.

Hearings were recessed subject to call.

PEACE POWERS ACT/NATIONAL SECURITY REVITALIZATION ACT

Committee on Foreign Relations: Committee concluded hearings on S. 5, to clarify the war powers of Congress and the President in the post-cold-war period, and H.R. 7, to revitalize the national security of the United States, after receiving testimony from Senator Dole; former Senator Howard Baker; Madeleine K. Albright, Permanent Representative of the United States to the United Nations; Lt. Col. Robin L. Higgins, USMC, Head, Media Branch, Public Affairs Division, Headquarters, United States Marine Corps; Jeane J. Kirkpatrick, American Enterprise Institute, Washington, D.C., former United States Representative to the United Nations; and Charles W. Maynes, *Foreign Policy,* Washington, D.C.

AUTHORIZATION—SENIOR NUTRITION PROGRAMS/OLDER AMERICANS ACT

Committee on Labor and Human Resources: Subcommittee on Aging concluded hearings on proposed legislation authorizing funds for the Older Americans Act, focusing on senior nutrition programs under Title III, after receiving testimony from Herbert W. Stupp, New York City Department for the Aging, New York, New York; Toby Felcher, CARE, Baltimore, Maryland; Debra Perou-Hermans, Rockingham Nutrition and Meals on Wheels Program, Brentwood, New Hampshire; Margot Clark, Northwest Indiana Meals on Wheels, Crown Point; and Barbara J. Harris, Senior Citizen Services of Greater Tarrant County, Inc., Fort Worth, Texas.

HEALTH CARE FRAUD

Special Committee on Aging: Committee concluded hearings to examine the scope of health care fraud and Federal and State efforts to combat this abuse, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice; June Gibbs Brown, Inspector General, Department of Health and Human Services; Charles C. Masten, Inspector General, Department of Labor; Thomas A. Temmerman, California Bureau of Medi-Cal Fraud, Sacramento, on behalf of the National Association of Medicaid Fraud Control Units; Bill Gradison, Health Insurance Association of America, and William J. Mahon, National Health Care Anti-Fraud Association, both of Washington, D.C.; and certain unidentified witnesses.

House of Representatives

Chamber Action

Bills Introduced: Nineteen public bills, H.R. 1267–1285; two private bills, H.R. 1286–1287; and three resolutions, H.J. Res. 79 and H. Con. Res. 45–46, were introduced.

Page 8556

Reports Filed: Reports were filed as followed:

H.R. 1215, to amend the Internal Revenue Code of 1986 to strengthen the American family and create jobs (H. Rept. 104–84); and

H. Res. 119, providing for the further consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending, and reduce welfare dependence (H. Rept. 104–85).

Page 8556

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonilla to act as Speaker pro tempore for today.

Page 8468

Recess: House recessed at 1:29 p.m. and reconvened at 2:00 p.m.

Page 8474

Clerk's Authorization: Read a letter from the Clerk of the House wherein she designates Mr. Jeffrey Trandahl, Assistant Clerk, in addition to Ms. Linda Nave, Deputy Clerk, to sign any and all papers and do all other acts under the name of the Clerk of the House which she would be authorized to do by virtue of such designation, except as provided by statute, in case of the Clerk's temporary absence or disability.

Page 8474

Presidential Messages: Read the following messages from the President:

Gaza Strip: Message wherein he gives notification of his extension of Generalized System of Preferences benefits to the West Bank of Gaza Strip—referred to the Committee on Ways and Means and ordered printed (H. Doc. No. 104–47);

Page 8481

National Science Foundation: Message wherein he transmits the Annual Report of the National Science Foundation for fiscal year 1993—referred to the Committee on Science; and

Page 8481

Economic Powers Act: Message wherein he reports on the national emergency with respect to the International Emergencies Economic Powers Act—referred to the Committee on International Relations and ordered printed (H. Doc. No. 104–48).

Page 8481

Meeting Hour: Agreed that the House will meet at 10:00 a.m. on Wednesday, March 22.

Page 8491

Employment Practices: Read a letter from Representative Fazio wherein he appoints Representatives Jefferson and Pastor to serve on the review panel established under the House rules regarding employment practices.

Page 8482

Personal Responsibility Act: House completed all general debate on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence. Consideration of amendments will begin on Wednesday, March 22.

Page 8491

H. Res. 117, the rule which provided for general debate on the bill, was agreed to earlier by a voice vote.

Page 8483

Senate Messages: Messages received from the Senate today appear on page 8480.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12:30 p.m. and adjourned at 11:54 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Foreign Agricultural Service. Testimony was heard from August Schumacher, Jr., Administrator, Foreign Agricultural Service, USDA.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on the Institute of Museum Services and on the National Endowment for the Humanities. Testimony was heard from the following officials of the National Foundation on the Arts and the Humanities: Diane B. Frankel, Director, Institute of Museum Services; and Sheldon Hackney, Chairman, National Endowment for the Humanities.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on National Institute of General Medical Sciences and National Institute of Aging, National Institute of Arthritis and Musculoskeletal and Skin Diseases, and on National Institute on Deafness and Other Communication Disorders. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Marvin Cassman, M.D., Acting Director, National Institute of General Medical Sciences; Richard J. Hodes, M.D., Director, National Institute on Aging; Michael D. Lockshin, M.D., Acting Director, National Institute of Arthritis and Musculoskeletal and Skin Diseases; and James B. Snow, M.D., Director, National Institute on Deafness and other Communication Disorders.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Base Closure. Testimony was heard from Robert E. Bayer, Deputy Assistant Secretary (Installations), Department of Defense.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation (and Related Agencies) continued appropriation hearings. Testimony was heard from public witnesses.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued appropriation hearings. Testimony was heard from public witnesses.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies held a hearing on the FEMA. Testimony was heard from James Lee Witt, Director, FEMA.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PRIVATE SECTOR SOLUTIONS TO MEDICARE

Committee on the Budget: Held a hearing on Private Sector Solutions to Medicare. Testimony was heard from William Roper, M.D., former Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the status of the international global climate change negotiations and their impact on the U.S. economy. Testimony was heard from Rafe Pomerance, Deputy Assistant Secretary, Environment and Development, Department of State; Susan Tierney, Assistant Secretary, Policy, Department of Energy; Karl Hausker, Deputy Assistant Administrator, Office of Policy, Planning and Evaluation, EPA; and public witnesses.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on training issues. Testimony was heard from public witnesses.

Hearings continue March 23.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on Post Federal Telecommunications System Acquisition Strategy. Testimony was heard from Jack Brock, Director, Information Resources Management, GAO; and public witnesses.

Hearings continue March 28.

PERSONAL RESPONSIBILITY ACT OF 1995

Committee on Rules: Granted, by a recorded vote of 7 to 5, a modified closed rule which provides for the further consideration of H.R. 4, the "Personal Responsibility Act of 1995." The rule provides for the adoption in the House and Committee of the Whole of an amendment in the nature of a substitute consisting of the text of H.R. 1214, for the bill as so amended to be considered an original bill for the purpose of amendment, and for the bill as so amended to be considered as read. Only amendments printed in the Rules Committee report or specified in the rule are in order, and the amendments are considered as read. Except as otherwise specified in the rule, amendments printed in the rule may only be offered in the order specified, by the Member designated, and debatable for 20 minutes each, equally divided between the proponent and an opponent, except that the chairman and ranking minority member of the Ways and Means Committee, or their designees, may offer one pro forma amendment each per amendment for debate purposes. All points of order are waived against the amendments made in order by the rule.

The Committee on Ways and Means or a designee may offer amendments en bloc consisting of amendments not previously disposed of which are printed in the Rules Committee report or germane modifications thereof. The amendments offered en bloc shall be considered as read (except that modifications shall be reported), shall be debatable for 20 minutes equally divided between the chairman and ranking minority member of the Ways and Means Committee.

The rule permits the original proponent of an amendment included in an en bloc amendment to insert a statement in the Congressional Record immediately prior to the disposition of the amendments en bloc.

The rule permits the Chairman of the Committee of the Whole to postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment made in order by the rule, and to reduce to five minutes the time for voting on any such postponed question following the first such vote if there is no intervening business. The Chairman of the Committee of the Whole may recognize out of the order printed the consideration of any amendment made in order by the rule, provided it is not sooner than one hour after the chairman of the Ways and Means Committee or a designee announces from the floor a request to that effect.

Following the disposition of the amendments printed in the Rules Committee report and any en bloc combinations thereof, it shall be in order to consider three amendments in the nature of a substitute if offered by the named proponent or a designee, if offered in the following order, debatable for one hour each: (1) an amendment in the nature of a substitute consisting of the text of H.R. 1267 if offered by Representative Deal of Georgia; (2) an amendment in the nature of a substitute consisting of the text H.R. 1250 if offered by Representative Mink of Hawaii; and (3) an amendment in the nature of a substitute consisting of the text of the bill as amended prior to the consideration of the three substitutes if offered by the chairman of the Committee on Ways and Means or a designee. The amendments shall not be subject to further amendment except for the third amendment which may be amended by any amendment printed in the report not yet offered, but subject to the same conditions for debate and consideration out of order, including the one-hour notice requirement.

If more than one amendment in the nature of a substitute is adopted, the one receiving the most affirmative votes shall be considered as finally adopted and reported to the House. In the case of a tie, the last such amendment adopted receiving the most votes shall be reported.

It shall be in order in the House to demand a separate vote to any amendment adopted to the bill or incorporated in the third amendment in the nature of a substitute made in order unless it is replaced by another amendment in the nature of a substitute.

Finally, the rule provides one motion to recommit, with or without instructions.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MEDICARE AND PRIVATE SECTOR HEALTH CARE

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare and Private Sector Health Care Quality Measurement, Assurance and Improvement. Testimony was heard from the following officials of the Department of Health and Human Services: Bruce C. Vladeck, Administrator, Health Care Financing Administration; and Philip R. Lee, M.D., Assistant Secretary, Health; and public witnesses.

ANALYSIS AND PRODUCTION; MARITIME

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Analysis and Production. Testimony was heard from departmental witnesses.

The Committee also met in executive session to hold a hearing on Maritime. Testimony was heard from departmental witnesses.

Wednesday, March 22, 1995

Senate

Chamber Action

Routine Proceedings, pages 8572–8862

Measures Introduced: Thirteen bills were introduced, as follows: S. 587–599.

Page 8644

Measures Reported: Reports were made as follows:

S.J. Res. 29, expressing the sense of Congress with respect to North-South dialogue on the Korean Peninsula and the United States-North Korea Agreed Framework.

S. Con. Res. 3, relative to Taiwan and the United Nations.

S. Con. Res. 9, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States.

Page 8643

Legislative Line-Item Veto: Senate continued consideration of S. 4, to grant the power to the President to reduce budget authority, taking action on amendments proposed thereto, as follows:

Page 8577

Adopted:

(1) Exon Amendment No. 373 (to Amendment No. 347), to include in the definition of "targeted tax benefits" provisions that worsen the deficit in periods beyond those covered by the budget resolution.

Page 8601

(2) Feingold Amendment No. 356 (to Amendment No. 347), to amend the Congressional Budget and Impoundment Control Act of 1974 to limit consideration of nonemergency matters in emergency legislation.

Page 8603

(3) Exon Amendment No. 402 (to Amendment No. 347), to provide a process to ensure that savings from rescission bills be used for deficit reduction.

Page 8603

(4) Glenn Amendment No. 405 (to Amendment No. 347), to provide for the evaluation and sunset of tax expenditures.

Page 8617

Rejected:

(1) Bradley Amendment No. 403 (to Amendment No. 347), to modify the definition of targeted tax benefit. (By 50 yeas to 48 nays (Vote No. 109), Senate tabled the amendment.)

Pages 8578, 8600

(2) Feingold/Simon Amendment No. 362 (to Amendment No. 347), to express the sense of the Senate regarding deficit reduction and tax cuts. (By 54 yeas to 44 nays (Vote No. 110), Senate tabled the amendment.)

Page 8601

(3) Hollings Amendment No. 404 (to Amendment No. 347), to provide that entitlement and tax legislation shall not worsen the deficit. (By 52 yeas to 46 nays (Vote No. 111), Senate tabled the amendment.)

Page 8587, 8601

Pending:

(1) Dole Amendment No. 347, to provide for the separate enrollment for presentation to the President of each item of any appropriation bill and each item in any authorization bill or resolution providing direct spending or targeted tax benefits.

Page 8578

(2) Abraham Modified Amendment No. 401 (to Amendment No. 347), to require the Congress to approve the bills prior to transmittal to the President.

Page 8608

(3) Levin/Murkowski/Exon Amendment No. 406 (to Amendment No. 347), to clarify the definition of items of appropriations.

Page 8618

(4) Hatch Amendment No. 407 (to Amendment No. 347), to exempt items of appropriation provided for the judicial branch from enrollment in separate bills for presentment to the President.

Page 8619

(5) Daschle Amendment No. 348 (to Amendment No. 347), in the nature of a substitute.

Page 8630

(6) Exon (for Byrd) Amendment No. 350 (to Amendment No. 347), to prohibit the use of savings achieved through lowering discretionary spending caps to offset revenue decreases subject to pay-as-you-go requirements.

Page 8636

A unanimous-consent agreement was reached providing that the pending cloture votes on Dole Amendment No. 347, listed above, be vitiated, and a unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments pending and to be proposed thereto, on Thursday, March 23.

Page 8604

Measures Indefinitely Postponed:

Unfunded Mandate Reform Act: Senate indefinitely postponed S. 169, to curb the practice of imposing unfunded Federal mandates on States and local governments; to strengthen the partnership between the Federal Government and State, local and tribal governments; to end the imposition, in the absence of full consideration by Congress, of Federal mandates on State, local, and tribal governments without adequate funding, in a manner that may displace other essential governmental priorities; and to ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal statutes and regulations.

Page 8687

Executive Reports of Committees: The Senate received the following executive report of a committee:

Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons (Treaty Doc. 103–25), with certain conditions. (Exec. Rept. 104–1)
Page 8643

Messages From the House: **Page 8642**

Measures Read First Time: **Page 8642**

Communications: **Page 8642**

Executive Reports of Committees: **Page 8643**

Statements on Introduced Bills: **Page 8644**

Additional Cosponsors: **Page 8665**

Amendments Submitted: **Page 8666**

Notices of Hearings: **Page 8667**

Authority for Committees: **Page 8667**

Additional Statements: **Page 8668**

Record Votes: Three record votes were taken today. (Total—111)
Page 8601

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:16 p.m., until 9:30 a.m., on Thursday, March 23, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 8687.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from James R. Lyons, Under Secretary for Natural Resources and Environment, and Paul W. Johnson, Chief, Natural Resources Conservation Service, both of the Department of Agriculture.

Subcommittee will meet again on Wednesday, March 29.

SECURITIES LITIGATION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded hearings on proposals to reform the process of securities litigation, including related provisions of S. 240 and H.R. 1058, after receiving testimony from Mark J. Griffin, Utah Department of Commerce, Salt Lake City, on behalf of the North American Securities Administrators Association, Inc.; Sheldon H. Elsen, Association of the Bar of the City of New York, New York; David Guin, Ritchie and Rediker, Birmingham, Alabama, on behalf of the National Association of Securities and Commercial Law Attorneys; Bartlett Naylor, International Brotherhood of Teamsters (AFL–CIO), Washington, D.C.; and Joan R. Gallo, San Jose, California.

NUCLEAR WASTE CLEANUP

Committee on Energy and Natural Resources: Committee held hearings to examine the Department of Energy environmental management programs, focusing on waste management and cleanup activities at the Hanford nuclear reservation site in the State of Washington, receiving testimony from Senators Gorton and Murray; Thomas P. Grumbly, Assistant Secretary of Energy for Environmental Management; and Steven M. Blush and Thomas H. Heitman, both of Washington, D.C.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on Environment and Public Works: Committee held hearings to examine the impact of regulatory reform proposals on environmental law, receiving testimony from Steven Kaplan, General Counsel, Department of Transportation; Carol M. Browner, Administrator, Environmental Protection Agency; John R. Schmidt, Associate Attorney General, Department of Justice; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Tom Looby, Colorado Department of Public Health and Environment, Denver, on behalf of the Environmental Council of the States; Thomas O. McGarity, University of Texas School of Law, Austin; Cass R. Sunstein, University of Chicago Law School, Chicago, Illinois; John D. Graham, Harvard School of Public Health and Harvard Center for Risk Analysis, Boston, Massachusetts; and Michael E. Baroody, National Association of Manufacturers, on behalf of the Alliance for Reasonable Regulation, and George C. Freeman, Jr. and Philip J. Harter, both of the American Bar Association, all of Washington, D.C.

Hearings were recessed subject to call.

FEDERAL DISABILITY PROGRAMS

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings to examine the growth and escalating costs of the Social Security Disability Insurance and the Supplemental Security Income disability programs, receiving testimony from Senators Cohen and Santorum; Shirley S. Chater, Commissioner, Social Security Administration, Department of Health and Human Services; David Koitz, Specialist in Retirement and Social Policy, Congressional Research Service, Library of Congress; and James Slattery, National Commission on Childhood Disability, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Jacquelyn L. Williams-Bridgers, of Maryland, to be Inspector General; Philip C. Wilcox, Jr., of Maryland, for the rank of Ambassador during his tenure of service as Coordinator for Counter Terrorism; and Ray L. Caldwell, of Virginia, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for Burdensharing, all of the Department of State; Gloria Rose Ott, of California, Harvey Sigelbaum, of New York, George J. Kourpias, of Maryland, and John Chrystal, of Iowa, each to be a Member of the Board of Directors of the Overseas Private Investment Corporation, United States International Development Cooperation Agency, and routine lists in the Foreign Service;

S. 384, to direct the President to submit reports to certain congressional committees concerning United States support for Mexico during its debt crisis, with an amendment in the nature of a substitute;

S. Con. Res. 3, relative to Taiwan and the United Nations;

S.J. Res. 29, expressing the sense of Congress with respect to dialogue on the North-South Korean Peninsula and the United States-North Korea Agreed Framework;

S. Con. Res. 9, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States; and

The Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Excessively Injurious or To Have Indiscriminate Effects and Two Accompanying Protocols on Non-Detectable Fragments (Protocol I) and on Prohibitions or Restrictions on the Use of Mines, Booby-Traps and Other Devices (Protocol II) (Treaty Doc. 103–25), with certain conditions.

Also, committee began consideration of S. Con. Res. 6, to express the sense of the Senate that the Secretary of the Treasury should submit monthly reports to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Banking and Financial Services of the House of Representatives concerning compliance by the Government of Mexico regarding certain loans, loan guarantees, and other assistance made by the United States to the Government of Mexico, but did not take final action thereon, and recessed subject to call.

AUTHORIZATION—INDIAN PROGRAMS

Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 510, authorizing funds through fiscal year 1999 for the Native American Social and Economic Development Strategies Grant Program administered by the Administration for Native Americans, Department of Health and Human Services, after receiving testimony from Gary Niles Kimble, Commissioner, Administration for Native Americans, Administration for Children and Families, Department of Health and Human Services; and A. David Lester, Council of Energy Resource Tribes, Denver, Colorado; and

S. 441, authorizing funds through fiscal year 1997 for programs of the Indian Child Protection and Family Violence Prevention Act, after receiving testimony from W. Craig Vanderwagen, Director, Division of Clinical and Preventive Services, Indian Health Service, Department of Health and Human Services; Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Herbert Becker, Director, Office of Tribal Justice, Department of Justice; Anita Schacht, Hopi Child Sexual Abuse Project, Kykotsmovi, Arizona; and Laurel Keenan, Bay Mills Indian Community, Brimley, Michigan.

House of Representatives

Chamber Action

Bills Introduced: Fifteen public bills, H.R. 1288–1302; and one private bill, H.R. 1303, were introduced.

Page 8844

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gillmor to act as Speaker pro tempore for today.

Page 8688

Journal: By a recorded vote of 326 ayes to 88 noes, with 1 voting "present," Roll No. 254, the House approved the Journal of Tuesday, March 21.

Page 8688

Holocaust Memorial Council: The Speaker appointed the following Members to the United States Holocaust Memorial Council on the part of the House: Representatives Gilman, Regula, LaTourette, Lantos, and Yates.

Page 8688

Committees To Sit: By a yea-and-nay vote of 227 yeas to 190 nays, Roll No. 253, the House agreed to the Armey motion that all Committees and their subcommittees be permitted to sit today and for the balance of the week during the proceedings of the House under the 5-minute rule.

Page 8695

Personal Responsibility Act: House continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence; but came to no resolution thereon. Consideration of amendments will continue on Thursday, March 23.

Page 8718

Agreed To:

The Archer technical amendment (agreed to by a recorded vote of 228 ayes to 203 nos, Roll No. 257);

Pages 8762, 8794

The Archer en bloc amendment, as modified, that expresses the sense of the Congress regarding marriage as the foundation of a successful society and that out-of-wedlock births have negative consequences; strikes the provision in title I (Temporary Family Assistance Block Grants) requiring States to reduce out-of-wedlock births and replaces it with (1) a requirement to reduce out-of-wedlock pregnancies, (2) strikes the requirement that

States provide education, counseling, and health services to male and female teenagers as a means of reducing such pregnancies, and (3) prohibits States from using block grant funds to provide health services; increases required work participation rates in title I for all families over the course of a fiscal year from 4 percent to 10 percent in fiscal year 1996, from 4 percent to 15 percent in fiscal year 1997, from 8 percent to 20 percent in fiscal year 1998, from 12 percent to 25 percent in fiscal year 1999, and from 17 percent to 27 percent in fiscal year 2000; prohibits the Secretary of Health and Human Services from overruling the ability of States to determine in their definitions of child abuse and neglect what is proper health care for a child; expresses the sense of the Congress that States should establish expedited adoption procedures and allocate sufficient funds from their Child Protection Block Grant toward adoption and medical assistance to reduce the amount of time children must spend in foster care; requires family and school-based Nutrition Block Grants to be equitably distributed to members of the Armed Forces residing in a State; limits the Secretary of Agriculture's authority to request specific information concerning grants under his jurisdiction to what "can reasonably be required"; adds criminal forfeiture authority to the powers of the Department of Justice and Agriculture in prosecuting violators of the Food Stamp Act; clarifies the 10-year penalty for willfully misrepresenting residency in order to receive benefits in more than one State; strikes provisions in title VII (Child Support) that prohibits the Secretary of Health and Human Services from granting exemptions to the following State law requirements: (1) procedures for establishing paternity, modification of orders, recording orders in the State registry, recording Social Security numbers, interstate enforcement, or expedited processing, (2) requires the Secretary to conclude that a network of local disbursement units costs less and takes less time than a centralized system in order to secure approval, (3) requires States to give employers one address to send child support withholding payments for centralized collection, and makes a number of technical corrections; and requires the Social Security number of the deceased appear on death certificates (agreed to by a recorded vote of 249 ayes to 177 noes, Roll No. 258);

Pages 8767, 8794

The Kleczka amendment that strikes provisions in the bill which would authorize States to use for non-welfare purposes Federal welfare moneys that accumulate in State emergency account funds;

Page 8786

The Bunn of Oregon amendment that allows unwed mothers to continue to receive assistance if certain conditions are met (agreed to by a recorded vote of 351 ayes to 81 noes, Roll No. 260);

Pages 8786, 8796

The Smith of New Jersey amendment that allows families on welfare to receive additional benefits, limited to particular goods and services used in the care of a child to mothers under age 18 who are barred from receiving cash benefits for new children born while the family is on welfare, provided that the form of payment is by voucher (agreed to by a recorded vote of 352 ayes to 80 noes, Roll No. 261);

Pages 8789, 8797

The Wyden amendment that insures that States give consideration to relatives when making foster care or adoption placements; and

Page 8797

The Woolsey technical amendment.

Page 8799

Rejected:

The Kennedy motion to rise and report the bill back to the House (rejected by a recorded vote of 188 ayes to 242 noes, Roll No. 256); and

Page 8770

The Talent amendment that sought to increase the minimum number of hours that a recipient with children over the age of 5 has to work from 20 hours to 30 hours a week in fiscal year 1996 (rejected by a recorded vote of 96 ayes to 337 noes, Roll No. 259).

Pages 8781, 8795

H. Res. 119, the rule under which the bill is being considered for amendment, was agreed to earlier by a yea-and-nay vote of 217 yeas to 211 nays, Roll No. 255.

Page 8705

Quorum Calls—Votes: Two yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 8703, 8704, 8718, 8770, 8794, 8795, 8796, 8797. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 12:00 a.m. on Thursday, March 23.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Cooperative States Research and Education and Extension Service. Testimony was heard from the following officials of the USDA: Floyd P. Horn, Acting Under Secretary, Research, Education, and Economics; and William D. Carlson, Acting Administrator, Cooperative State Research, Education, and Extension.

The Subcommittee also continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary (and Related Agencies) held a hearing on Telecommunications Issues. Testimony was heard from Larry Irving, Assistant Secretary, Communications and Information, Department of Commerce; Reed E. Hundt, Chairman, FCC; and William E. Baugh, Jr., Assistant Director, FBI, Department of Justice.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on the Forest Service. Testimony was heard from Jack W. Thomas, Chief, Forest Service, USDA.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on National Institute of Nursing Research, National Institute on Alcohol Abuse and Alcoholism, Fogarty International Center, National Institute of Mental Health, National Institute of Drug Abuse, and on National Library of Medicine. Testimony was heard from the following officials of the Department of Health and Human Services: Suzanne S. Hurd, M.D., Acting Director, National Institute of Nursing Research; Enoch Gordis, M.D., Director, National Institute on Alcohol Abuse and Alcoholism; Philip E. Schambra, M.D., Director, Fogarty International Center; Rex William Cowdry, M.D., Acting Director, National Institute of Mental Health; Alan I. Leshner, M.D., Director, National Institute on Drug Abuse; and Donald A. B. Lindberg, M.D., Director, National Library of Medicine.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Ballistic and Cruise Missile Threat, ABM Treaty, and on BMDO Programs and Budget. Testimony was heard from the following officials of the Department of Defense: Daniel J. Spohn, Defense Intelligence Officer, Acquisition Support, Counter Proliferation and Arms Control; Kent Stansberry, Chairman, Compliance Review Group, Office of the Under Secretary (A&T); and Lt. Gen. Malcolm R. O'Neill, USA, Director, Ballistic Missile Defense Organization.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation (and Related Agencies) continued appropriation hearings. Testimony was heard from public witnesses.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the OMB. Testimony was heard from Alice M. Rivlin, Director, OMB.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans Affairs, Housing and Urban Development and Independent Agencies held a hearing on the Office of Science and Technology Policy. Testimony was heard from John H. Gibbons, Assistant to the President for Science and Technology and Director, Office of Science and Technology Policy.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform, and related issues. Testimony was heard from public witnesses.

FALL OF MEDICARE TRUST FUND

Committee on the Budget: Held a hearing on the fall of Medicare Trust Fund. Testimony was heard from Donna Shalala, Secretary of Health and Human Services; and public witnesses.

SOCIAL SECURITY ACT AMENDMENT

Committee on Commerce: Subcommittee on Health and Environment approved for full Committee action amended H.R. 483, to amend title XVII of the Social Security Act to permit Medicare select policies to be offered in all States.

EDUCATION STANDARDS

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Education Standards. Testimony was heard from Senator Bingaman; Pascal D. Fogione, Superintendent of Public Instruction, State of Delaware; and public witnesses.

FAMILY REINFORCEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology approved for full Committee action amended H.R. 11, Family Reinforcement Act of 1995.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Department of Health and Human Services: Opportunities for Cost Savings. Testimony was heard from June Gibbs Brown, Inspector

General, Department of Health and Human Services; Sarah F. Jaggar, Director, Health Financing and Policy, GAO; and public witnesses.

CRISIS IN SUDAN

Committee on International Relations: Subcommittee on Africa held a hearing on the Crisis in Sudan. Testimony was heard from Representative Wolf; Edward Brynn, Principal Deputy Assistant Secretary, African Affairs, Department of State; and public witnesses.

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY (LIBERTAD) ACT

Committee on International Relations: Subcommittee on Western Hemisphere Affairs approved for full Committee action amended H.R. 927, Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1995.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on the Judiciary: Ordered reported the following bills: H.R. 660, amended, Housing for Older Persons Act of 1995; H.R. 1240, amended, Sexual Crimes Against Children Act of 1995; and H.R. 962, to amend the Immigration Act of 1990 relating to the membership of the United States Commission on Immigration Reform.

The Committee also considered other pending committee business.

DEFENSE AUTHORIZATION

Committee on National Security: Continued hearings on the fiscal year 1996 national defense authorization request. Testimony was heard from the following former officials of the Department of Defense: Gen. Alfred M. Gray, Jr., USMC (Ret.), former Commandant, Marine Corps; Adm. Carlisle A.H. Trost, USN (Ret.), former Chief, Naval Operations; and Gen. Robert W. RisCassi, USA (Ret.), former Commander in Chief, U.S. Forces Korea.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Readiness held a hearing on Naval Petroleum Reserves. Testimony was heard from Representative Thomas; the following officials of the Department of Energy: Patricia Fry Godley, Assistant Secretary, Fossil Energy; and Robert Nordhaus, General Counsel; Victor S. Rezendes, Director, Energy and Science Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

AIRLINE INDUSTRY—FINANCIAL CONDITION

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on the Financial Condition of the Airline Industry: Present and Future (focus on continuation of the fuel tax exemption). Testimony was heard from Representatives Dunn, Collins of Georgia, and Danner; Patrick V. Murphy, Jr., Acting Assistant Secretary, Aviation and International Affairs, Department of Transportation; and public witnesses.

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Thursday, March 23, 1995

Senate

Chamber Action

Routine Proceedings, pages 8863–9161

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 600–610, and S. Res. 91.
Page 8947

Measures Passed:

Legislative Line-Item Veto: By 69 yeas to 29 nays (Vote No. 115), Senate passed S. 4, to grant the power to the President to reduce budget authority, after taking action on amendments proposed thereto, as follows:
Page 8863

Adopted:

(1) Levin/Murkowski/Exon Amendment No. 406 (to Amendment No. 347), to clarify the definition of items of appropriations.
Page 8883

(2) Abraham Modified Amendment No. 401 (to Amendment No. 347), to require the Congress to approve the bills prior to transmittal to the President.
Pages 8883, 8905

(3) Dole Amendment No. 347, to provide for the separate enrollment for presentation to the President of each item of any appropriation bill and each item in any authorization bill or resolution providing direct spending or targeted tax benefits.
Page 8863

Rejected:

(1) Daschle Amendment No. 348 (to Amendment No. 347), in the nature of a substitute. (By 62 yeas to 38 nays (Vote No. 112), Senate tabled the amendment.)
Page 8865

(2) Hatch Modified Amendment No. 407 (to Amendment No. 347), to exempt items of appropriation provided for the judicial branch from enrollment in separate bills for presentment to the President. (By 85 yeas to 15 nays (Vote No. 113), Senate tabled the amendment.)
Page 8889

(3) Exon (for Byrd) Modified Amendment No. 350 (to Amendment No. 347), to prohibit the use of savings achieved through lowering discretionary spending caps to offset revenue decreases subject to pay-as-you-go requirements. (By 49 yeas to 48 nays (Vote No. 114), Senate tabled the amendment.)
Page 8906

Withdrawn:

Murray Amendment No. 388 (to Amendment No. 347), to limit the rescission of items of appropriation to unauthorized appropriations.

Page 8864

Self-Employed Health Insurance Tax Credit—Agreement: A unanimous-consent time agreement was reached providing for the consideration of H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, on Friday, March 24, 1995.

Page 8978

Appointments:

Senate Arms Control Observers Group: The Chair, on behalf of the Minority Leader, pursuant to S. Res. 105, adopted April 13, 1989, as amended by S. Res. 280, adopted October 8, 1994, announced the appointment of Senator Kerrey as a member of the Senate Arms Control Observer Group.

Page 8943

Nominations Received: Senate received the following nominations:

Mary S. Furlong, of California, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1999.

Jeffrey M. Lang, of Maryland, to be Deputy United States Trade Representative, with the rank of Ambassador.

Jerome A. Stricker, of Kentucky, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 1998.

Carlos F. Lucero, of Colorado, to be United States Circuit Judge for the Tenth Circuit.

Wenona Y. Whitfield, of Illinois, to be United States District Judge for the Southern District of Illinois.

1 Navy nomination in the rank of admiral.

Routine lists in the Army, Navy, Marine Corps, and Foreign Service.

Page 8980

Messages From the House: **Page 8946**

Measures Placed on Calendar: **Page 8946**

Petitions: **Page 8946**

Executive Reports of Committees: **Page 8947**

Statements on Introduced Bills: **Page 8948**

Additional Cosponsors: **Page 8972**

Notices of Hearings: **Page 8974**

Authority for Committees: **Page 8974**

Additional Statements: **Page 8975**

Record Votes: Four record votes were taken today. (Total—115)

Pages 8883, 8898, 8916, 8940

Recess: Senate convened at 9:30 a.m., and recessed at 10:05 p.m., until 9:45 a.m., on Friday, March 24, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 8980.)

Committee Meetings

APPROPRIATIONS—RAILROAD TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Federal Railroad Administration, and the National Passenger Railroad Corporation (Amtrak), receiving testimony from Jolene M. Molitoris, Administrator, Federal Railroad Administration, Department of Transportation; Thomas M. Downs, President and Chairman of the Board, National Railroad Passenger Corporation (Amtrak); and Kenneth M. Mead, Director, Transportation Issues, Resources, Community and Economic Development Division, General Accounting Office.

Subcommittee will meet again on Thursday, March 30.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held hearings on proposed budget estimates for fiscal year 1996 for the Department of the Treasury, receiving testimony in behalf of funds for their respective activities from Ronald K. Noble, Under Secretary for Enforcement, John Magaw, Director, Bureau of Alcohol, Tobacco, and Firearms, and George J. Weise, Commissioner, United States Customs Service, all of the Department of the Treasury.

Subcommittee will meet again on Monday, March 27.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the Department of Defense medical program and related health care issues, receiving testimony from Stephen C. Joseph, Assistant Secretary of Defense for Health Affairs; Lt. Gen. Alcide M. LaNoue, Surgeon General, Department of the Army; Lt. Gen. Edgar R. Anderson, Jr., Surgeon General, Department of the Air Force; and Vice Adm. Donald F. Hagen, Surgeon General, Department of the Navy.

Subcommittee will meet again on Thursday, March 30.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nomination of Robert Pitofsky, of Maryland, to be a Federal Trade Commissioner, Federal Trade Commission, and routine lists of United States Coast Guard nominations;

S. 267, to establish a system of licensing, reporting, and regulation for vessels of the United States fishing on the high seas;

S. 84, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Bagger;*

S. 172, to issue a certificate of documentation for the vessel *L. R. Beattie;*

S. 212, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Shamrock V;*

S. 213, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Endeavour;*

S. 278, to authorize a certificate of documentation for the vessel *Serenity;*

S. 279, to authorize a certificate of documentation for the vessel *Why Knot;*

S. 475, to authorize a certificate of documentation for the vessel *Lade Hawk;*

S. 480, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Gleam;*

S. 482, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Emerald Ayes;*

S. 492, to issue a certificate of documentation for the vessel *Intrepid;*

S. 493, to issue a certificate of documentation for the vessel *Consortium;*

S. 527, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Empress;*

S. 528, to issue a certificate of documentation and coastwise trade endorsement for the following three vessels: *Idun Viking, Liv Viking,* and *Freja Viking;*

S. 535, to issue certificates of documentation with appropriate endorsement for employment in coastwise trade for each of two vessels named *Gallant Lady*, subject to certain conditions;

S. 561, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Isabelle;* and

An original bill entitled Telecommunications Competition and Deregulation Act of 1995.

OUTER CONTINENTAL SHELF

Committee on Energy and Natural Resources: Committee concluded hearings on S. 575, to provide Outer Continental Shelf impact assistance to State and local governments, and S. 158, to encourage the production of domestic oil and gas resources in deep water on the Outer Continental Shelf in the Gulf of Mexico, after receiving testimony from Robert L. Armstrong, Assistant Secretary of the Interior for Land and Minerals Management; Kodiak Island Borough Mayor Jerome Selby, Kodiak, Alaska; W. Dennis Heagney, Sonat Offshore Drilling Inc., on behalf of the International Association of Drilling Contractors and the National Ocean Industries Association, and Richard Chamberlain, Chevron U.S.A. Production Company, both of Houston, Texas; H. Leighton Steward, Louisiana Land and Exploration Company, New Orleans; and Ernest A. Burguieres III, Louisiana Department of Natural Resources, Baton Rouge.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, with amendments; and

S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspections.

NATIONAL TRANSPORTATION AIR QUALITY REQUIREMENTS

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on S. 440, to provide for the designation of the National Highway System, focusing on the effects of the transportation conformity requirements of the Clean Air Act Amendments of 1990, and the air quality programs of the Intermodal Surface Transportation Efficiency Act of 1991, receiving testimony from Jane F. Garvey, Deputy Administrator, Federal Highway Administration, Department of Transportation; Mary D. Nichols, Assistant Administrator for Air and Radiation, Environmental Protection Agency; Virginia Governor George Allen, Richmond; Kirk Brown, Illinois Department of Transportation, Springfield; William J. Roberts, Environmental Defense Fund, Washington, D.C.; and Brian R. Holmes, Connecticut Road Builders Association, Wethersfield, on behalf of the American Road and Transportation Builders Association.

Subcommittee will meet again on Thursday, March 30.

MEDICAID WAIVERS

Committee on Finance: Subcommittee on Medicaid and Health Care for Low-Income Families held hearings to examine the status of certain Statewide Medicaid waivers authorized by section 1115 of the Social Security Act and on the effect these waivers have on access to and quality of care for Medicaid patients and providers, receiving testimony from Sally K. Richardson, Director, Medicaid Bureau (Baltimore, Maryland), Health Care Financing Administration, Department of Health and Human Services; William J. Scanlon, Associate Director, Health Financing and Policy Issues, Health, Education, and Human Services Division, General Accounting Office; Mabel Chen, Arizona Health Care Cost Containment System, Phoenix;

and Manuel Martins, Tennessee Department of Finance and Administration, Nashville.

Hearings were recessed subject to call.

FOREIGN AFFAIRS REORGANIZATION

Committee on Foreign Relations: Committee held hearings to examine the reorganization and revitalization of American foreign affairs institutions, receiving testimony from Lawrence S. Eagleburger, Baker, Donelson, Bearman, and Caldwell; Brent Scowcroft, Forum for International Policy; McGeorge Bundy, Carnegie Corporation; Fred C. Ikle, Center for Strategic and International Studies; Julia V. Taft, American Council for Voluntary International Action; and Lannon Walker, Senior Foreign Service Association, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following bills:

S. 291, to reform the regulatory process, to make Government more efficient and effective, with an amendment in the nature of a substitute; and

S. 343, to reform the regulatory process, with an amendment in the nature of a substitute.

CIRCUIT JUDGE SERVICE

Committee on the Judiciary: Committee ordered favorably reported, with an amendment, S. 531, to authorize a circuit judge who has taken part in an en banc hearing of a case to continue to participate in that case after taking senior status.

House of Representatives

Chamber Action

Bills Introduced: Eleven public bills, H.R. 1304–1314; one private bill, H.R. 1315; and one resolution, H. Con. Res. 47, were introduced.

Page 9146

Reports Filed: Reports were filed as follows:

H.R. 1216, to amend the Atomic Energy Act of 1954 to provide for the privatization of the United States Enrichment Corporation, amended (H. Rept. 104–86);

H.R. 1217, to amend parts B and C of title XVIII of the Social Security Act to extend certain savings provisions under the Medicare Program, as incorporated in the budget submitted by the President for fiscal year 1996 (H. Rept. 104–87, Part 1);

H.R. 1218, to extend the authority of the Federal Communications Commission to use competitive bidding in granting licenses and permits (H. Rept. 104–88); and

H.R. 1219, to amend the Congressional Budget Act of 1974 and the Balanced Budget and Emergency Deficit Control Act of 1985 to extend and reduce the discretionary spending limits, amended (H. Rept. 104–89, Part 1).

Page 9146

Personal Responsibility Act: House continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence; but came to no resolution thereon. Consideration of amendments will continue on Friday, March 24.

Page 8990

Agreed To:

The Johnson of Connecticut amendment that increases the authorization level for child care block grants by $150 million for fiscal years 1996–2000;

Page 8990

The Roukema amendment that requires States to establish a cost containment system for the procurement of infant formulas under the Family Nutrition Block Grant Program;

Page 8995

The Ros-Lehtinen amendment that exempts aliens who have been lawfully admitted for permanent residence and are unable to comply with naturalization requirements of a physical or developmental disability or a mental impairment from being denied Federal public assistance;

Pages 9001, 9009

The Coburn amendment that encourages States to protect against fraud and abuse by using new and recent technologies to maximize the security of electronics benefits transfer (EBT) systems; and it requires States to incorporate within their EBT systems, within two years, measures that enable such systems to differentiate between allowable and non-allowable food items;

Page 9012

The Upton amendment, as modified, that prohibits individuals who are delinquent in making court-ordered child support payments from receiving assistance under the food stamp program if the court is not allowing the payment to be delayed;

Page 9014

The Traficant amendment that requires those States which use electronic benefit transfer cards to include a photograph of the members of the household to which the food stamp card is issued;

Pages 9009, 9026

The Blute amendment that prohibits temporary family assistance, food stamps, and SSI benefits to fugitive felons with fleeing prosecution or confinement or in violation of probation or parole;

Page 9027

The Salmon amendment that requires States to adopt procedures to automatically put liens against property of persons for delinquent child support payments ordered by another State (agreed to by a recorded vote of 433 ayes, Roll No. 264); and

Pages 9032, 9043

The Roukema amendment that authorizes States to withhold or suspend the driver's license of individuals who owe back child support (agreed to by a recorded vote of 426 ayes to 5 noes, Roll No. 265).

Pages 9038, 9044

Rejected:

The Moran amendment that sought to give families that participate in required State welfare work programs a preference in obtaining Federal housing assistance, including public housing and Section 8 rental assistance (rejected by a recorded vote of 35 ayes to 395 noes, Roll No. 262);

Page 9004

The Hostettler amendment that sought to strike the Simplified Food Stamp Program provisions and replace them with block grants to States based on their number of economically disadvantaged residents (rejected by a recorded vote of 114 ayes to 316 noes, Roll No. 263); and

Pages 9019, 9026

The Deal amendment in the nature of a substitute (text of H.R. 1267 that sought to transform the AFDC Program into a program that moves recipients from welfare to work within a certain time limit; increase the funding for education, job training, employment services, and child care for welfare recipients; create a new Work First Program and require States to have an increasing percentage of their AFDC caseload participate in Work First and Workfare over seven years; impose a time limit on eligibility for AFDC benefits; place certain restrictions on SSI eligibility for disabled children; provide certain cutbacks in the Food Stamp Program, and limit the eligibility of certain legal immigrants for Federal benefits (rejected by a recorded vote of 205 ayes to 228 noes, Roll No. 266).

Page 9045

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 9009, 9027, 9044, 9108. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12 a.m. on Friday, March 24.

Committee Meetings

OVERSIGHT—AMERICAN DAIRY INDUSTRY—STATUS OF THE DAIRY TITLE OF 1990 FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on the state of the American Dairy Industry and the status of the Dairy Title of the 1990 Farm bill. Testimony was heard from the following officials of the USDA: Keith J. Collins, Acting Chief Economist; and Kenneth C. Clayton, Deputy Administrator (Marketing Programs), Agricultural Marketing Service.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Food and Consumer Services. Testimony was heard from the following officials of the USDA: Ellen Haas, Under Secretary, Food, Nutrition and Consumer Services; and William Ludwig, Administrator, Food and Consumer Services.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary (and Related Agencies) held a hearing on International Organizations. Testimony was heard from the following officials of the Department of State: Douglas J. Bennet, Assistant Secretary, International Organization Affairs; and David A. Colson, Deputy Assistant Secretary, Oceans and Fisheries Affairs, Bureau of Oceans and International Environmental and Scientific Affairs; and John M. Bernal, Commissioner, International Boundary and Water Commission, U.S. and Mexico; and a public witness.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on D.C.'s Financial Condition. Testimony was heard from the following officials of the District of Columbia: Russell A. Smith, Auditor; and Samuel McClendon, Inspector General; and Otis H. Troupe, former Auditor, District of Columbia.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related programs held a hearing on Export Financing. Testimony was heard from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on National Biological Survey, DOE: Energy Information Administration, Office of Hearings and Appeals, Economic Regulation, and on Emergency Preparedness. Testimony was heard from George T. Frampton, Jr., Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior; the following officials of the Department of Energy: Jay E. Hakes, Administrator, Energy Information Administration; Susan F. Tierney, Assistant Secretary, Policy; Vincent J. McClelland, Deputy Director, Office of Energy

Management Nonproliferation and National Security; Robert Nordhaus, General Counsel; and George Breznay, Director, Office of Hearings and Appeals.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on National Center for Human Genome Research, Office of the Director, Buildings and Facilities, National Eye Institute, and on National Institute of Neurological Disorders and Stroke. Testimony was heard from the following officials of the Department of Health and Human Services: Francis S. Collins, M.D., Director, National Center for Human Genome Research; Ruth L. Kirschstein, M.D., Deputy Director, NIH; Carl Kupfer, M.D., Director, National Eye Institute; and Zach W. Hall, M.D., Director, National Institute of Neurological Disorders and Stroke.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Family Housing. Testimony was heard from Robert E. Bayer, Deputy Assistant Secretary (Installations), Office of the Assistant Secretary (Economic Security), Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Advanced Research Projects Agency and on Space Programs. Testimony was heard from the following officials of the Department of Defense: Larry Lynn, Acting Director, Advanced Research Projects Agency; and Paul G. Kaminski, Under Secretary (Acquisition and Technology).

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation (and Related Agencies) continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

CONDITION OF DEPOSIT FUNDS—IMPACT OF PROPOSED DEPOSIT INSURANCE PREMIUM REDUCTION ON BANK AND THRIFT INDUSTRIES

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on the condition of deposit funds and the impact of the proposed deposit insurance premium reduction on the bank and thrift industries. Testimony was heard from Ricki Tigert Helfer, Chairman, FDIC; the following officials of the Department of the Treasury; Jonathan L. Fiechter, Acting Director, Office of Thrift Supervision; and Richard Carnell, Assistant Secretary; Nicholas P. Retsinas, member, Federal Housing Finance Board; Robert W. Gramling, Director, Corporate Audit Group, Accounting and Financial Management Division, GAO; and public witnesses.

Hearings continue tomorrow.

CORPORATE RESTRUCTURING

Committee on the Budget: Held a hearing on Corporate Restructuring. Testimony was heard from public witnesses.

DISPOSAL OF SOLID WASTE; INTERSTATE TRANSPORTATION OF SOLID WASTE

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials held a hearing on issues related to flow control measures for the disposal of solid waste. Testimony was heard from Representatives Smith of New Jersey, Minge, Buyer, and Molinari; George Voinovich, Governor, State of Ohio; and public witnesses.

The Subcommittee also held a hearing on issues involved in the interstate transportation of solid waste. Testimony was heard from Michael J. Hogan, Counsel to the Commissioner, Department of Environmental Protection, State of New Jersey; Kathy Prosser, Commissioner, Department of Environment Management, State of Indiana; and public witnesses.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the implementation and enforcement of the Clean Air Act Amendments of 1990, with emphasis on the Inspection and Maintenance Program. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning continued hearings on training issues. Testimony was heard from Anthony Carnevale, Chairman, National Commission for Employment; and public witnesses.

Hearings continue March 29.

FAMILY PRIVACY PROTECTION ACT

Committee on Government Reform and Oversight: Ordered reported amended H.R. 1271, Family Privacy Protection Act of 1995.

MUNSTER VERSUS GEJDENSON

Committee on House Oversight: Task Force on Contested Election assigned to the Second Congressional District of Connecticut met and denied a motion to dismiss *Munster* v. *Gejdenson* case.

SEED ACT ASSISTANCE PROGRAMS FOR EASTERN EUROPE

Committee on International Relations: Held a hearing on SEED Act Assistance Programs for Eastern Europe. Testimony was heard from Ralph Johnson, Coordinator, Eastern European Assistance, Department of State; and Thomas Dine, Assistant Administrator, Europe and the Newly

Independent States, AID, U.S. International Development Cooperation Agency.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the Criminal Division of the Department of Justice. Testimony was heard from Jo Ann Harris, Assistant Attorney General, Criminal Division, Department of Justice.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on removal of criminal and illegal aliens. Testimony was heard from the following officials of the Department of Justice: T. Alexander Aleinkikoff, General Counsel, Immigration and Naturalization Service; and Anthony C. Moscato, Director, Executive Office for Immigration Review.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on reserve component issues. Testimony was heard from the following officials of the Department of Defense: Deborah R. Lee, Assistant Secretary, Reserve Affairs; Lt. Gen. Edward D. Baca, USA, Chief, National Guard Bureau; Maj. Gen. Donald W. Shepperd, USAF, Director, Air National Guard; RAdm. Thomas F. Hall, USN, Chief, Naval Reserve; Brig. Gen. Ron Richard, USMC, Director, Reserve Affairs, U.S. Marine Corps; Maj. Gen. John R. D'Araujo, Jr., USA, Director, Army National Guard; Maj. Gen. Max Baratz, USA, Chief, Army Reserve; Maj. Gen. Robert A. McIntosh, USAF, Chief, Air Force Reserve; and Maj. Gen. Elvin J. Schofield, USAR (Ret.), Former Commander, 90th Army Reserve Command; RAdm. Richard M. Larrahbee III, USCG, Chief, Office of Readiness and Reserve, Coast Guard Reserve, Department of Transportation; and public witnesses.

Hearings continue March 28.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Readiness continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on reforming financial management, logistics, data processing and other support functions of the Department of Defense. Testimony was heard from Donna Heivilin, Director, Defense and NASA Management Issues, National Security and International Affairs Division, GAO; and John J. Hamre, Under Secretary (Comptroller), Department of Defense.

Hearings continue March 29.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Research and Development met in executive session to continue hearings on the fiscal year 1996 national defense authorization request, receiving a classified briefing on research and development budget and programs. The Subcommittee was briefed by Bruce Dauer, Assistant Deputy Comptroller, Department of Defense; and the following officials of the Congressional Research Service, Library of Congress: Sandy Davis; Mike Davey, Director, Science Policy Research; and Jack Moteff.

Hearings continue March 28.

MARINE RESOURCES REVITALIZATION ACT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 1175, Marine Resources Revitalization Act of 1995. Testimony was heard from Ned A. Ostenso, Assistant Administrator, Oceanic and Atmospheric Research, NOAA, Department of Commerce; and public witnesses.

TECHNOLOGY ADMINISTRATION/NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY AUTHORIZATION

Committee on Science: Subcommittee on Technology held a hearing on Technology Administration/National Institute of Standards and Technology Fiscal Year 1996 Authorization. Testimony was heard from the following officials of the Department of Commerce: Arati Prabhakar, Director, National Institute of Standards and Technology; and Mary Good, Under Secretary, Technology; and public witnesses.

GRADUATE MEDICAL EDUCATION

Committee on Ways and Means: Subcommittee on Health held a hearing on issues regarding Graduate Medical Education. Testimony was heard from Stuart Altman, Chairman, Prospective Payment Assessment Commission; and public witnesses.

MEXICO: PESO CRISIS

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Mexico: Origins of the Peso Crisis. Testimony was heard from departmental witnesses.

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Friday, March 24, 1995

Senate

Chamber Action

Routine Proceedings, pages 9162–9325

Measures Introduced: Fourteen bills and three resolutions were introduced, as follows: S. 611–624, and S. Res. 92–94.

Page 9285

Measures Reported: Reports were made as follows:

S. 617, making additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, and other purposes. (S. Rept. No. 104–17)

Special Report entitled "The Activities of the Committee on Armed Services, United States Senate, 103d Congress, First and Second Sessions". (S. Rept. No. 104–18)

Page 9285

Measures Passed:

Self-Employed Health Insurance Tax Credit: Senate passed H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, after agreeing to the committee amendment in the nature of a substitute.

Pages 9243, 9263

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Packwood, Dole, Roth, Chafee, Grassley, Moynihan, Baucus, Bradley, and Moseley-Braun.

Page 9271

Amending Rule XXV of Standing Rules: Senate agreed to S. Res. 92, amending Rule XXV of the Standing Rules.

Page 9282

Majority Party Appointments: Senate agreed to S. Res. 93, making majority party appointments to the Energy and Natural Resources Committee, the Veterans' Affairs Committee, and the Committee on Indian Affairs.

Page 9282

Majority Party Appointment: Senate agreed to S. Res. 94, making a majority party appointment.

Page 9282

Regulatory Transition Act—Agreement: A unanimous-consent time agreement was reached providing for the consideration of S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, on Monday, March 27.

Page 9282

Treaty Approved: The following treaty having passed through the various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolution of ratification was agreed to:

Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons (Treaty Doc. 103–25), with certain conditions.

Page 9280

Measure Indefinitely Postponed:

Expenditures by Committee on Rules and Administration: Senate indefinitely postponed S. Res. 49, authorizing expenditures by the Committee on Rules and Administration.

Page 9282

Nominations Confirmed: Senate confirmed the following nominations:

Martin James Burke, of New York, to be United States Marshal for the Southern District of New York for the term of four years.

J. Don Foster, of Alabama, to be United States Attorney for the Southern District of Alabama for the term of four years.

Ray L. Caldwell, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for Burdensharing.

Philip C. Wilcox, Jr., of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Coordinator for Counter Terrorism.

Janet Bond Arterton, of Connecticut, to be United States District Judge for the District of Connecticut.

Willis B. Hunt, Jr., of Georgia, to be United States District Judge for the Northern District of Georgia.

Charles B. Kornmann, of South Dakota, to be United States District Judge for the District of South Dakota.

Karen Nelson Moore, of Ohio, to be United States Circuit Judge for the Sixth Circuit.

John Chrystal, of Iowa, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1997.

George J. Kourpias, of Maryland, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1997.

Gloria Rose Ott, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1996.

Harvey Sigelbaum, of New York, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1996.

Routine lists in the Coast Guard, Foreign Service.

Pages 9281, 9315

Petitions: **Page 9282**

Statements on Introduced Bills: **Page 9286**

Additional Cosponsors: **Page 9310**

Authority for Committees: **Page 9311**

Additional Statements: **Page 9311**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 3:30 p.m., until 10:30 a.m., on Monday, March 27, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 9315.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: On Thursday, March 23, committee ordered favorably reported the nomination of Daniel Robert Glickman, of Kansas, to be Secretary of Agriculture.

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 617) making additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995.

CONFERENCE OF THE STATES

Committee on the Judiciary: Subcommittee on the Constitution, Federalism, and Property Rights concluded hearings to examine the proposed Conference of the States process which will allow and encourage State leaders to discuss and address issues of balance within the Federal-State relationship, after receiving testimony from Nebraska Governor E. Benjamin Nelson, Lincoln; Arizona Governor Fife Symington, Phoenix; Colorado State Senator Jeffrey M. Wells, Colorado Springs; Alabama State Representative Michael Box, Montgomery, on behalf of the National Conference of State Legislatures; Stewart Baker, Steptoe & Johnson, and Charles Cooper, Shaw, Pittman, Potts & Trowbridge, both of Washington, DC; Erwin Chemerinsky, University of Southern California Law Center, Los Angeles; Robert F. Nagel, University of Colorado, Boulder; and Edward Rubin, University of California, Berkeley.

House of Representatives

Chamber Action

Bills Introduced: Ten public bills, H.R. 1316–1325; and three resolutions, H.J. Res. 80 and H. Con. Res. 48–49, were introduced.

Page 9236

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Cunningham to act as Speaker pro tempore for today.

Page 9162

Personal Responsibility Act: By a recorded vote of 234 ayes to 199 noes, Roll No. 269, the House passed H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending, and reduce welfare dependence.

Page 9169

Rejected the Gibbons motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment providing that reductions in outlays resulting from the enactment of the Act shall be used to reduce the deficit and shall not be taken into account for purposes of sections 252 of the Balanced Budget and Emergency Deficit Control Act of 1985 (rejected by a recorded vote of 205 ayes to 228 noes, Roll No. 268).

Page 9214

Agreed to the committee amendment in the nature of a substitute (text of H.R. 1214).

Page 9218

Rejected the Mink amendment in the nature of a substitute that sought to transform the Aid to Families with Dependent Children (AFDC) program into a program that moves recipients from welfare to work by providing a public sector or subsidized private sector job paying minimum wage for at least two years; increase funding in the JOBS Program participation requirements by five percent per year over seven years, rising from 15 percent in fiscal year 1997 to 50 percent in fiscal year 2003, resulting in a $14.9 billion authorization in additional JOBS funding over the five years; take steps to expand child care services for poor families; and finance the spending increases by raising the top corporate income tax rate by 1.25 percent to 36.25 percent (rejected by a recorded vote of 96 ayes to 336 noes, Roll No. 267).

Page 9169

Defense Department Supplemental Appropriations: Objection was heard to a unanimous-consent request to disagree to the Senate amendments and agree to a conference on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for fiscal year ending September 30, 1995.

Page 9219

Legislative Program: The Majority Leader announced the legislative program for the week of March 27. Agreed to adjourn from Friday to Tuesday.

Page 9220

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 29.

Page 9221

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House and appear on pages 9204, 9218. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 4:01 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on Administration and on Chief Financial Officer. Testimony was heard from the following officials of the USDA: Wardell Townsend, Jr., Deputy Assistant Secretary, Administration; and Anthony A. Williams, Chief Financial Officer.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary (and Related Agencies) held a hearing on Antitrust Activities. Testimony was heard from Anne K. Bingaman, Assistant Attorney General, Antitrust, Department of Justice; and Janet D. Steiger, Chairman, FTC.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on DOE and Other Programs. Testimony was heard from public witnesses.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on the Health Care Financing Administration. Testimony was heard from Bruce C. Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Army Aviation Programs. Testimony was heard from the following officials of the Department of the Army: Brig. Gen. Peter C. Franklin, USA, Assistant Deputy, Systems Management and International Cooperation, Office of the Assistant Secretary (RDA); and Brig. Gen. John M. Riggs, USA, Director, Requirements, Office of the Deputy Chief of Staff, Operations and Plans.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, Housing and Urban Development, and Independent Agencies held a hearing on Corporation for National and Community Services. Testimony was heard from Eli J. Segal, President, Corporation for National and Community Services.

CONDITION OF DEPOSIT INSURANCE FUNDS—IMPACT OF PROPOSED DEPOSIT INSURANCE PREMIUM REDUCTION ON BANK AND THRIFT INDUSTRIES

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit continued hearings on the condition of deposit insurance funds and the impact of the proposed deposit insurance premium reduction on the bank and thrift industries. Testimony was heard from public witnesses.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the implementation and enforcement of the Clean Air Act Amendments of 1990, with emphasis on the effectiveness of the Inspection and Maintenance Program. Testimony was heard from the following officials of the EPA: Mary Nichols, Assistant Administrator, Air and Radiation; and Richard D. Wilson, Deputy Assistant Administrator, Air and Radiation; Gerald J. LaVale, member, Senate, State of Pennsylvania; Jim Horn, Representative, State of Texas; Mike Evans, Representative, State of Georgia; Joe Belander, Director, Planning and Standards, Bureau of Air Management, Department of Environmental Protection, State of Connecticut; Peter Schmidt, Director, Department of Environmental Quality, State of Virginia; and public witnesses.

AFFIRMATIVE ACTION

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on Affirmative Action. Testimony was heard from Deval Patrick, Assistant Attorney General, Civil Rights, Department of Justice; and public witnesses.

NARCOTICS TRAFFICKING IN AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on Narcotics Trafficking in Africa. Testimony was heard from Cresencio Arcos, Principal Deputy Assistant Secretary, International Narcotics and Law Enforcement Affairs, Department of State; and Robert Nieves, Chief, International Operations, DEA, Department of Justice.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Installations and Facilities and the Subcommittee on Military Readiness continued joint hearings on the fiscal year 1996 national defense authorization request, with emphasis on Department of Defense environmental programs. Testimony was heard from the following officials of the Department of Defense: Sherri W. Goodman, Deputy Under Secretary, Environmental Security; Lewis D. Walker, Assistant Secretary, Installations, Logistics and Environment, Department of the Army; Cheryl Kandaras, Principal Deputy Assistant Secretary, Installations and Environment, Department of the Navy; and Thomas W. L. McCall, Deputy Assistant Secretary, Environment, Safety and Occupational Health, Department of the Air Force; Cindy Williams, Assistant Director, National Security, CBO; and David Warren, Director, Defense and NASA Management Issues, National Security and International Affairs Division, GAO.

TAXPAYER BILL OF RIGHTS II LEGISLATION

Committee on Ways and Means: Subcommittee on Oversight held a hearing to Explore Development of the Taxpayer Bill of Rights II legislation. Testimony was heard from Senator Grassley; Representatives Jacobs and Traficant; the following officials of the IRS, Department of the Treasury: Cynthia Beerbower, Deputy Assistant Secretary, Tax Policy; Margaret Milner Richardson, Commissioner; and Lee Monks, Taxpayer Ombudsman, both with the IRS; the following former Commissioners of the IRS, Department of the Treasury: Donald C. Alexander; Lawrence B. Gibbs; Fred T. Goldberg, Jr., and Sheldon S. Cohen; and public witnesses.

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Monday, March 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 9326–9401

Measures Introduced: Seven bills were introduced, as follows: S. 625–631. **Page 9381**

Measures Reported: Reports were made as follows:

S. 226, to designate additional land as within the Chaco Culture Archeological Protection Sites. (S. Rept. No. 104–19)

S. 444, to amend the Alaska Native Claims Settlement Act to provide for the purchase of common stock of Cook Inlet Region. (S. Rept. No. 104–20) **Page 9381**

Petitions: **Page 9380**

Statements on Introduced Bills: **Page 9381**

Additional Cosponsors: **Page 9394**

Authority for Committees: **Page 9395**

Additional Statements: **Page 9395**

Recess: Senate convened at 10:30 a.m., and recessed at 4:38 p.m., until 9 a.m., on Tuesday, March 28, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 9398.)

Committee Meetings

APPROPRIATIONS—EXECUTIVE OFFICE/GSA

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Patsy Thomasson, Deputy Assistant Secretary for Administration, Executive Office of the President; and Roger Johnson, Administrator, General Services Administration.

Subcommittee will meet again on Monday, April 3.

SUPPLEMENTAL SECURITY INCOME

Committee on Finance: Committee held hearings to examine the accelerating growth of the Supplemental Security Income (SSI) Program, focusing on the drastic increase in those eligible to receive SSI benefits, receiving testimony from Jane L. Ross, Director, Income Security Issues, Health, Education, and Human Services Division, General Accounting Office; Susan Martin, Executive Director, U.S. Commission on Immigration Reform; Herbert D. Kleber, Columbia University, New York, New York; Daniel A. Stein, Federation for American Immigration Reform, and Carolyn L. Weaver, American Enterprise Institute, both of Washington, D.C.; and Jerry L. Mashaw, Yale University, New Haven, Connecticut, on behalf of the National Academy of Social Insurance.

Hearings were recessed subject to call.

FOREIGN OIL DEPENDENCE

Committee on Foreign Relations: Committee concluded hearings to examine the status of United States dependence on foreign oil, after receiving testimony from William A. Reinsch, Under Secretary of Commerce for Export Administration; Joshua Gotbaum, Assistant Secretary of Defense for Economic Security; Susan S. Tierney, Assistant Secretary of Energy for Policy; Donald Hodel, Summit Group International, Ltd., Silverthorne, Colorado; T. Boone Pickens, MESA, Inc., Dallas, Texas; John H. Lichtblau, Petroleum Industry Research Foundation, Inc., New York, New York; and Denise A. Bode, Independent Petroleum Association of America, Washington, D.C.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m. on Tuesday, March 28.

Committee Meetings

WORLD BANK

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the World Bank. Testimony was heard from Lawrence Summers, Under Secretary, International Affairs, Department of the Treasury; Barber Conable, former President, World Bank; and public witnesses.

ADMINISTRATION'S PROPOSAL—TAX TREATMENT OF AMERICANS WHO RENOUNCE CITIZENSHIP

Committee on Ways and Means: Subcommittee on Oversight held a hearing to examine the Administration's Proposal Relating to the Tax Treatment of Americans Who Renounce Citizenship. Testimony was heard from Joseph H. Guttentag, International Tax Counsel, Department of the Treasury; and public witnesses.

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Tuesday, March 28, 1995

Senate

Chamber Action

Routine Proceedings, pages 9402–9570

Measures Introduced: Twelve bills and one resolution were introduced, as follows: S. 632–643 and S. Res. 95.

Page 9444

Measures Passed:

Committee Appointments: Senate agreed to S. Res. 95, making minority party appointments to the Committee on Energy and Natural Resources and the Committee on Veterans' Affairs.

Page 9475

Regulatory Transition Act: Senate concluded consideration of S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, agreeing to the committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 9413, 9424, 9439

Adopted:

(1) By a unanimous vote of 99 yeas (Vote No. 116), Harkin Amendment No. 411 (to Amendment No. 410), to express the sense of the Senate regarding American citizens held in Iraq.

Pages 9417, 9424

(2) Levin/Glenn Amendment No. 412 (to Amendment No. 410), regarding committee discharge procedures.

Page 9427

Subsequently, the amendment was modified.

Page 9436

(3) Domenici/Nickles Amendment No. 413 (to Amendment No. 410), to provide reports to Congress from the Comptroller General.

Page 9430

Subsequently, the amendment was modified.

Page 9435

(4) Reid (for Daschle) Amendment No. 414 (to Amendment No. 410), to require the Secretary of Agriculture to issue new term permits for grazing on National Forest System lands to replace previously issued term grazing permits that have expired, will expire, or are waived to the Secretary.

Page 9432

Subsequently, the amendment was modified.

Page 9437

(5) Pryor Amendment No. 415 (to Amendment No. 410), to ensure that a migratory birds hunting season will not be canceled or interrupted, and that commercial, recreational, or subsistence activities related to hunting, fishing, or camping will not be canceled or interrupted.

Page 9433

Subsequently, the amendment was modified.

Page 9439

(6) Levin Amendment No. 416 (to Amendment No. 410), to establish judicial review procedures.

Page 9436

(7) Levin/Glenn Amendment No. 417 (to Amendment No. 410), to further define the meaning of the term "final rule".

Page 9440

(8) Reid (for Wellstone) Amendment No. 418 (to Amendment No. 410), of a technical nature.

Page 9443

(9) Nickles Amendment No. 419 (to Amendment No. 410), to make technical corrections.

Page 9443

(10) Nickles Amendment No. 410, in the nature of a substitute.

Pages 9415, 9424, 9443

A unanimous-consent agreement was reached providing for a vote on final passage of the bill to occur thereon at 10:45 a.m., on Wednesday, March 29, 1995.

Page 9443

FEMA Supplemental Appropriations/Rescissions—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, on Wednesday, March 29, 1995.

Page 9476

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting, the report on the Health Care for Native Hawaiians Program; to the Committee on Indian Affairs. (PM–37).

Page 9443

Transmitting, the report on the national emergency with respect to Angola; to the Committee on Banking, Housing, and Urban Affairs. (PM–38).

Page 9444

Nominations Received: Senate received the following nominations:

James John Hoecker, of Virginia, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2000.

1 Air Force nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Page 9476

Messages From the President: Page 9443

Messages From the House: Page 9444

Executive Reports of Committees: Page 9444

Statements on Introduced Bills: Page 9445

Additional Cosponsors: Page 9465

Amendments Submitted: Page 9465

Notices of Hearings: Page 9468

Authority for Committees: Page 9469

Additional Statements: Page 9469

Record Votes: One record vote was taken today. (Total–116)

Page 9424

Recess: Senate convened at 9 a.m., and recessed at 7:14 p.m., until 9:45 a.m., on Wednesday, March 29, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 9476.)

Committee Meetings

APPROPRIATIONS—ARMY

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of the Army, receiving testimony from Togo D. West, Jr., Secretary of the Army; and Gen. Gordon R. Sullivan, Chief of Army Staff.

Subcommittee will meet again on Tuesday, April 4.

APPROPRIATIONS—FOREIGN ASSISTANCE/AFRICA

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on Africa humanitarian and refugee issues, receiving testimony from George E. Moose, Assistant Secretary for African Affairs, and Phyllis E. Oakley, Assistant Secretary for Population, Refugees and Migration, both of the Department of State; and John S. Hicks, Assistant Administrator, Bureau for Africa, Agency for International Development.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology held hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the defense technology and industrial base policy, receiving testimony from Joshua Gotbaum, Assistant Secretary of Defense for Economic Security; Thomas W. Rabaut, United Defense, Arlington, Virginia; Don Fuqua, Aerospace Industries Association, Washington, D.C.; and Jacques Gansler, Analytic Sciences Corporation, Alexandria, Virginia.

Subcommittee will meet again on Thursday, March 30.

APPROPRIATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces held hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on United States ballistic missile defense requirements and programs, receiving testimony from Vice Adm. T.J. Lopez, USN, Deputy CNO, Resources, Warfare Requirements and Assessments; Rear Adm. J.T. Hood, USN, Program Executive Officer, Theater Air Defense; Lt. Gen. Jay M. Garner, USA, Commanding General, U.S. Army Space and Strategic Defense Command; and A.Q. Oldacre, Deputy Program Executive Officer for Missile Defense, Department of the Army.

Subcommittee recessed subject to call.

AUTHORIZATION—TIED AID/EXPORT-IMPORT BANK

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance concluded hearings on proposed legislation authorizing funds for the Export-Import Bank of the United States' Tied Aid Credit Program, focusing on United States efforts to counter competitors' tied aid practices, after receiving testimony from Kenneth D. Brody, President and Chairman, Export-Import Bank of the United States; William E. Barreda, Deputy Assistant Secretary of the Treasury for Trade and Investment Policy; JayEtta Z. Hecker, Director, International Trade, Finance, and Competitiveness, General Government Division, General Accounting Office; Peggy A. Houlihan, Coalition for Employment Through Exports, Washington, D.C.; and Peter A. Bowe, Ellicott Machine Corporation International, Baltimore, Maryland.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nomination of Thomas Hill Moore, of Florida, to be a Commissioner of the Consumer Product Safety Commission;

S. 288, to abolish the Board of Review of the Metropolitan Washington Airports Authority, with an amendment in the nature of a substitute; and

S. 625, to amend the Land Remote Sensing Policy Act of 1992.

AGRICULTURE SECRETARY-DESIGNATE/FUTURE OF THE FOREST SERVICE

Committee on Energy and Natural Resources: Committee concluded hearings to discuss the future of the Forest Service with regard to the nomination of Daniel R. Glickman, of

Kansas, to be Secretary of Agriculture, after receiving testimony from the nominee.

CHILD SUPPORT ENFORCEMENT

Committee on Finance: Committee held hearings to examine proposals to improve the effectiveness and efficiency of child support enforcement programs, receiving testimony from Margaret Campbell Haynes, American Bar Association, Washington, D.C., on behalf of the U.S. Commission on Interstate Child Support; Leslie L. Frye, California Department of Social Services, Sacramento; Bill L. Harrington, Kelleher Law Offices, Seattle, Washington, on behalf of the American Fathers Coalition; Michael R. Henry, Virginia Department of Social Services, Richmond; Geraldine Jensen, Association for Children for Enforcement of Support, Inc., Toledo, Ohio; and Marilyn Ray Smith, Massachusetts Department of Revenue, Cambridge.

Hearings were recessed subject to call.

ASSISTANCE TO EUROPE AND NEW INDEPENDENT STATES

Committee on Foreign Relations: Subcommittee on European Affairs concluded hearings to examine the status of United States assistance to Europe and the New Independent States of the former Soviet Union, after receiving testimony from Thomas A. Dine, Assistant Administrator for Europe and the New Independent States, United States Agency for International Development; and Thomas W. Simons, Jr., Coordinator for U.S. Assistance to the New Independent States, and Ralph R. Johnson, Coordinator for East European Assistance, European and Canadian Affair Bureau, both of the Department of State.

PENTAGON TRAVEL PROCESSING

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia held oversight hearings to examine initiatives to reduce the cost of Pentagon travel processing, receiving testimony from Jack L. Brock, Jr., Director, Information Resources Management/National Security and International Affairs Group, Accounting and Information Management Division, and Carol Langelier, Evaluator, both of the General Accounting Office; John J. Hamre, Under Secretary of Defense (Comptroller); James J. Devine, Deputy Director for Support Services, National Security Agency; George Scarfo, American Express Travel Management Services, Phoenix, Arizona; and Matthew W. Appel, Tenneco, Inc., Houston, Texas.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Maxine M. Chesney, to be United States District Judge for the Northern District of California; Curtis L. Collier, to be United States District Judge for the Eastern District of Tennessee; Eldon E. Fallon, to be United States District Judge for the Eastern District of Louisiana; Joseph Robert Goodwin, to be United States District Judge for the Southern District of West Virginia; and Susan Y. Illston, to be United States District Judge for the Northern District of California, after the nominees testified and answered questions in their own behalf. Ms. Chesney was introduced by Senator Feinstein, Mr. Collier was introduced by Senators Frist and Thompson and Representative Wamp, Mr. Fallon was introduced by Senator Breaux, Mr. Goodwin was introduced by Senators Byrd and Rockefeller, and Ms. Illston was introduced by Senator Boxer.

HABEAS CORPUS REFORM

Committee on the Judiciary: Committee concluded hearings on proposed legislation to reform Federal habeas corpus procedures, focusing on eliminating prisoners' abuse of the judicial process, including related provisions of S. 623 and S. 3, after receiving testimony from Nicholas deB. Katzenbach, former Attorney General of the United States; California Attorney General Daniel E. Lungren, Sacramento; Texas Attorney General Dan Morales, Austin; Colorado Attorney General Gale A. Norton, Denver; Nebraska Attorney General Don Stenberg, Lincoln; Lee Chancellor, Citizens for Law and Order, Inc., Oakland, California; and Douglas G. Robinson, Skadden, Arps, Slate, Meagher & Flom, Washington, D.C.

HEALTH CARE LIABILITY

Committee on Labor and Human Resources: Committee held hearings on S. 454, to reform the health care liability system and improve health care quality through the establishment of quality assurance programs, receiving testimony from Senators McConnell and Lieberman; Nancy W. Dickey, Fort Bend Family Health Center, Richmond, Texas, on behalf of the American Medical Association; Thomas Scully, Federation of American Health Systems, Washington, D.C., on behalf of the Health Care Liability Alliance; Laura Wittkin, National Center for Patients' Rights, New York, New York; and Lynne Lindenthal and Luke Lindenthal, both of Mercer County, New Jersey.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 1326–1342; one private bill, H.R. 1343; and three resolutions, H. Con. Res. 50–52, were introduced.

Page 9548

Reports Filed: Reports were filed as follows:

H.R. 1240, to combat crime by enhancing the penalties for certain sexual crimes against children, amended (H. Rept. 104–90);

H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons, amended (H. Rept. 104–91)

Page 9548

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Longley to act as Speaker pro tempore for today.

Page 9477

Recess: House recessed at 1:28 p.m. and reconvened at 2 p.m.

Page 9484

Commission on Congressional Mailing Standards: The Speaker appointed the following Members to the House Commission on Congressional Mailing Standards: Representatives Thomas of California, Chairman, Roberts, Ney, Fazio, Clay, and Gordon.

Page 9485

Presidential Messages: Read the following messages from the President:

National Emergency with Angola: Message wherein he transmits his report on the developments regarding the national emergency with respect to Angola—referred to the Committee on International Relations and ordered printed (H. Doc. 104–53); and

Page 9489

Health Care for Native Hawaiians: Message wherein he transmits the report on the Health Care for Native Hawaiians Program—referred to the Committee on Commerce.

Page 9489

Suspensions: House voted to suspend the rules and pass the following measures:

Age discrimination in employment: H.R. 849, to amend the Age Discrimination in Employment Act of 1967 to reinstate an exemption for certain bona fide hiring and retirement plans applicable to State and local firefighters and law enforcement officers;

Page 9490

Targhee National Forest land exchange: H.R. 529, amended, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming;

Page 9492

Dayton Aviation Heritage Preservation: H.R. 606, to amend the Dayton Aviation Heritage Preservation Act of 1992;

Page 9493

Northwest Atlantic Fisheries: H.R. 622, amended, to implement the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries; and

Page 9494

Fort Carson-Pinon Canyon military lands withdrawal: H.R. 256, to withdraw and reserve certain public lands and minerals within the State of Colorado for military uses.

Page 9497

Term Limits: House agreed to H. Res. 116, providing for the consideration of H.J. Res. 73, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives.

Page 9499

Recess: House recessed at 4:20 p.m. and reconvened at 5 p.m.

Page 9509

Defense Supplemental Appropriations: House disagreed to the Senate amendments to H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995; and agreed to a conference. Appointed as conferees:

Page 9509

For consideration of Senate amendments numbered 3, 5, 6, 7, and 10 through 25, and the Senate amendment to the title of the bill: Representatives Livingston, Myers of Indiana, Young of Florida, Regula, Lewis of California, Porter, Rogers, Wolf, Vucanovich, Callahan, Obey, Yates, Stokes, Wilson, Hefner, Coleman, and Mollohan.

Page 9513

As additional conferees for consideration of Senate amendments numbered 1, 2, 4, 8, and 9: Representatives Young of Florida, McDade, Livingston, Lewis of California, Skeen, Hobson, Bonilla, Nethercutt, Neuman, Murtha, Dicks, Wilson, Hefner, Sabo, and Obey.

Page 9513

Rejected the Obey motion to instruct House conferees to form a conference agreement that does not add to the national deficit in the current fiscal year and cumulatively through fiscal year 1999 (rejected by a yea-and-nay vote of 179 yeas to 240 nays, Roll No. 270).

Page 9512

Agreed to the Livingston motion that the conference meetings between the House and the Senate on Senate amendments Nos. 1, 2, 4, 8, and 9, be closed to the public at such times as classified national security information is under consideration: *Provided, however,* That any sitting Member of Congress shall have the right to attend any closed or open meeting (agreed to by a yea-and-nay vote of 403 yeas to 14 nays, Roll No. 271).

Page 9513

Health Insurance: House disagreed to the Senate amendment to H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission; and agreed to a conference.

Appointed as conferees: Representatives Archer, Crane, Thomas of California, Gibbons, and Rangel.

Page 9514

Rejected the Gibbons motion to instruct House conferees to agree to the provisions contained in section 5 of the Senate amendment which changes the tax treatment of U.S. citizens relinquishing their citizenship (rejected by a yea-and-nay vote of 193 yeas to 224 nays, Roll No. 272).

Page 9520

Senate Messages: Messages received from the Senate appear on page 9484.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 9549.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 9512, 9513, 9520.

Adjournment: Met at 12:30 p.m. and adjourned at 11:05 p.m.

Committee Meetings

FEDERAL CROP INSURANCE REFORM ACT

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held an oversight hearing to review the Federal Crop Insurance Reform Act of 1994. Testimony was heard from the following officials of the Consolidated Farm Service Agency, USDA: Grant B. Buntrock, Acting Administrator; and Kenneth D. Ackerman, Acting Deputy Administrator, Office of Risk Management; and public witnesses.

DEFENSE DEPARTMENT SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Agreed to a motion authorizing the Chairman to move to go to Conference on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for fiscal year ending September 30, 1995.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on the FDA. Testimony was heard from David A. Kessler, M.D., Commissioner, FDA, Department of Health and Human Services.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary (and Related Agencies) held a hearing on State and Local Law Enforcement. Testimony was heard from the following officials of the Department of Justice: John Schmidt, Associate Attorney General; and Laurie Robinson, Assistant Attorney General, Office of Justice Programs.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Export-Import Bank, OPIC, and TDA. Testimony was heard from Kenneth D. Brody, President and Chairman, Export-Import Bank; and Ruth R. Harkin, President and Chairman, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on Department of Energy: Conservation and on the Indian Health Service. Testimony was heard from Christine A. Ervin, Assistant Secretary, Energy Efficiency and Renewable Energy, Department of Energy; and Michael H. Trujillo, M.D., Director, Indian Health Service, Department of Health and Human Services.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on the SSA and on the Administration for Children and Families. Testimony was heard from the following officials of the Department of Health and Human Services: Shirley A. Chater, Commissioner, SSA; and Mary Jo Bane, Assistant Secretary, Administration for Children and Families.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Base Closure Environmental Cleanup. Testimony was heard from Sherri Goodman, Deputy Under Secretary, Environmental Security, Department of Defense.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Office of National Drug Control Policy. Testimony was heard from Lee Patrick Brown, Director, Office of National Drug Control Policy.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, Housing and Urban Development, and Independent Agencies held a hearing on NASA. Testimony was heard from Daniel S. Goldin, Administrator, NASA.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Commerce: Subcommittee on Health and Environment held an oversight hearing on the Budgetary Effects of the Growth of Health Care Entitlements. Testimony was heard from Senators Kerrey of Nebraska and Domenici; Representative Kasich; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on the following bills: H.R. 995, ERISA Targeted Health Insurance Reform Act; and H.R. 996, Targeted Individual Health Insurance Reform Act of 1995. Testimony was heard from public witnesses.

POST FEDERAL TELECOMMUNICATIONS SYSTEM

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology concluded hearings on Post Federal Telecommunications System Post-FTS 2000. Testimony was heard from Robert J. Woods, Associate Administrator for FTS 2000, GSA; and Emmett Paige, Jr., Assistant Secretary, Command, Control, Communications, and Intelligence, Department of Defense.

REGULATORY SUNSET AND REVIEW ACT

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on H.R. 994, Regulatory Sunset and Review Act of 1995. Testimony was heard from Representatives Chapman and Mica; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Installations and Facilities continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on the quality of defense facilities and infrastructure. Testimony was heard from the following officials of the Department of Defense: Brig. Gen. Robert L. Herndon, USA, Director, Facilities and Housing Directorate, Office of the Assistant Chief of Staff, Installation Management; RAdm. Patrick W. Drennon, USN, Director, Facilities and Engineering Division, Department of the Navy; Maj. Gen. James McCarthy, USAF, Air Force Civil Engineer, Department of the Air Force; and Brig. Gen. Thomas A. Braaten, USMC, Director, Facilities Services Division, Installations and Logistics Department, U.S. Marine Corps.

Hearings continue April 4.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on the TRICARE Managed Health Care Program. Testimony was heard from David Baine, Director, Federal Health Care Delivery Issues, GAO; Neil Singer, Deputy Assistant Director, National Security Division, CBO; the following officials of the Department of Defense: Stephen Joseph, M.D., Assistant Secretary, Health Affairs; Maj. Gen. James B. Peake, USA, Commander, Madigan Army Medical Center; Lt. Gen. Alcide M. Lanque, USA, Surgeon General of the Army; VAdm. Donald F. Hagen, USN, Surgeon General of the Navy; and Lt. Gen. Edgar R. Anderson, Jr., USAF, Surgeon General of the Air Force; and a public witness.

Hearings continue March 30.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Research and Development continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on the Department of Defense research and development request. Testimony was heard from Paul Kaminski, Under Secretary, Acquisition and Technology, Department of Defense.

Hearings continue April 4.

DEFENSE AUTHORIZATION

Committee on National Security: Special Oversight Panel on the Merchant Marine held a hearing on the Panama Canal Commission authorization request and the Maritime Administration authorization. Testimony was heard from the following officials of the Panama Canal Commission; Gilberto Guardia, Administrator; and Joe R. Reeder, Chairman, Board of Directors; Anne Paterson, Deputy Assistant Secretary, Central America, Department of State; the following officials of the Department of Defense: Frederick C. Smith, Principal Deputy Assistant Secretary, International Security Affairs; and Adm. Philip M. Quast, USN, Commander, Military Sealift Command, Department of the Navy; and Adm. Albert H. Herberger, USN (Ret.), Administrator, Maritime Administration, Department of Transportation.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 1280, to establish guidelines for the designation of National Heritage Areas; and H.R. 1301, to establish the American Heritage Areas Partnership Program. Testimony was heard from Dennis Galvin, Associate Director, Planning and Development, National Park Service, Department of the Interior; and public witnesses.

SMALL BUSINESS INVESTMENT COMPANY PROGRAMS

Committee on Small Business: Held a hearing to review the SBA's Small Business Investment Company Program. Testimony was heard from the following officials of the SBA: Mary Jean Ryan, Associate Deputy Administrator, Economic Development; and James Hoobler, Inspector General; James Wells, Associate Director, Housing and Community Development Issues, GAO; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

PIPELINE SAFETY ACT

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation approved for full Committee action amended H.R. 1323, Pipeline Safety Act of 1995.

SELF-EMPLOYED HEALTH INSURANCE PERMANENT DEDUCTION RESTORATION

Committee on Ways and Means: Agreed to a motion authorizing the Chairman to move to go to conference on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission.

INFORMATION SYSTEMS SECURITY

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Information Systems Security. Testimony was heard from departmental witnesses.

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Wednesday, March 29, 1995

Senate

Chamber Action

Routine Proceedings, pages 9571–9773

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 644–646 and S. Res. 96.

Page 9629

Measures Reported: Reports were made as follows: Special Report entitled "Legislative Activities Report of the Committee on Foreign Relations". (S. Rept. No. 104–21)

Page 9628

Measures Passed:

Regulatory Transition Act: By a unanimous vote of 100 yeas (Vote No. 117), Senate passed S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, as amended.

Page 9580

Commending Chick Reynolds/Chief Reporter of Debates: Senate agreed to S. Res. 96, commending Chick Reynolds on the occasion of his retirement.

Page 9623

FEMA Supplemental Appropriations/Rescissions: Senate began consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:

Pages 9583, 9606, 9614, 9625

Adopted:

(1) Wellstone Amendment No. 422 (to Amendment No. 420), to express the sense of the Congress that Congress should not enact or adopt any legislation that will increase the number of children who are hungry or homeless.

Page 9596

(2) By a unanimous vote of 99 yeas (Vote No. 119), Byrd Amendment No. 423 (to Amendment No. 420), to reduce the discretionary spending caps to ensure that savings achieved in the bill are applied to deficit reduction.

Page 9607

A unanimous-consent agreement was reached to waive the provisions of the Congressional Budget Act of 1974, and the Balanced Budget and Emergency Deficit Control Act of 1985 for the language of Amendment No. 423, listed above, as included in any conference report on H.R. 1158.

Page 9611

(3) Pressler Amendment No. 425 (to Amendment No. 420), to extend the terms of permits for grazing on National Forest System lands to allow time for compliance with the National Environmental Policy Act of 1969 in connection with permit renewals.

Page 9625

Rejected:

(1) Mikulski Amendment No. 421 (to Amendment No. 420), in the nature of a substitute for title I. (By 68 yeas to 32 nays (Vote No. 118), Senate tabled the amendment.)

Page 9585

(2) McCain Amendment No. 424 (to Amendment No. 420), to make adjustments to certain rescissions.
Page 9616

Pending:

Hatfield Amendment No. 420, in the nature of a substitute.
Pages 9585, 9607, 9616, 9625

Senate will continue consideration of the bill on Thursday, March 30, 1995.

Nomination Considered: Senate began consideration of the nomination of Daniel Robert Glickman, of Kansas, to be Secretary of Agriculture.
Page 9622

A unanimous-consent time agreement was reached providing for further consideration of the nomination on Thursday, March 30, 1995, with a vote on confirmation to occur thereon at 10:25 a.m.
Page 9622

Messages From the President: Senate received the following messages from the President of the United States: Transmitting, the report on science and technology; to the Committee on Commerce, Science, and Transportation. (PM–39).
Page 9626

Nominations Received: Senate received the following nominations: Received on Tuesday, March 28, during the recess:

John M. Deutch, of Massachusetts, to be Director of Central Intelligence.
Page 9661

Messages From the President: Page 9626

Messages From the House: Page 9627

Measures Referred: Page 9627

Measures Read First Time: Page 9628

Petitions: Page 9628

Executive Reports of Committees: Page 9628

Statements on Introduced Bills: Page 9629

Additional Cosponsors: Page 9644

Amendments Submitted: Page 9645

Authority for Committees: Page 9657

Additional Statements: Page 9658

Record Votes: Three record votes were taken today. (Total—119)
Pages 9580, 9596, 9611

Recess: Senate convened at 9:45 a.m., and recessed at 7:06 p.m., until 9:20 a.m., on Thursday, March 30, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 9661.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Michael R. Taylor, Acting Under Secretary for Food Safety; Patricia Jensen, Acting Assistant Secretary for Marketing and Regulatory Programs; Lonnie J. King, Acting Administrator, Animal and Plant Health Inspection Service; Lon Hatamiya, Administrator, Agricultural Marketing Service; and James R. Baker, Administrator, Grain Inspection, Packers and Stockyards Administration, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, April 5.

APPROPRIATIONS—JUDICIARY

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary (and Related Agencies) held hearings on proposed budget estimates for fiscal year 1996 for the Judiciary, the Administrative Office of the Courts, and the Judicial Conference of the United States, receiving testimony from Judge Richard S. Arnold, Chairman, Budget Committee, Judicial Conference of the United States.

Subcommittee will meet again on Wednesday, April 5.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 1,361 routine military nominations in the Army, Navy, Marine Corps, and the Air Force.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on tactical aviation issues, receiving testimony from Lt. Gen. Harold W. Blot, USMC, Deputy Chief of Marine Corps Staff for Aviation; Maj. Gen. George K. Muellner, USAF, Director, Joint Advanced Strike Technology Program; Rear Adm. Brent M. Bennitt, USN, Director, Air Warfare Division, Office of the Chief of Naval Operations; and Brig. Gen. David J. McCloud, USAF, Director of Operational Requirements, Office of the Deputy Chief of Staff for Plans and Operations.

Subcommittee recessed subject to call.

HUD REORGANIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development and the Subcommittee on HUD Oversight and Structure concluded joint hearings on proposals to reorganize the Department of Housing and Urban Development

(HUD), focusing on policy reform issues, including national policies to assist cities and communities, after receiving testimony from Henry G. Cisneros, Secretary of Housing and Urban Development; Mayor Stephen Goldsmith, Indianapolis, Indiana; Mayor Bret Schundler, Jersey City, New Jersey; and Mayor Dennis W. Archer, Detroit, Michigan.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 333, to direct the Secretary of Energy to institute certain procedures in the performance of risk assessments in connection with environmental restoration activities, with an amendment in the nature of a substitute;

S. 523, to authorize additional funds to carry out the salinity control program of the Colorado River Basin Salinity Control Act, with an amendment in the nature of a substitute;

H.R. 101, to transfer a parcel of land to the Taos Pueblo Indians of New Mexico;

S. 197, to establish the Carl Garner Federal Lands Cleanup Day, with an amendment;

S. 357, to establish the Friends of Kaloko-Honokohau, an advisory commission for the Kaloko-Honokohau National Historical Park in Hawaii;

S. 363, to improve water quality within the Rio Puerco watershed and to restore the ecological health of the Rio Grande through the cooperative identification and implementation of best management practices which are consistent with the ecological, geological, cultural, sociological, and economic conditions in the region;

S. 378, to authorize the Secretary of the Interior to exchange certain lands of the Columbia Basin Federal reclamation project in the State of Washington;

S. 392, to amend the Dayton Aviation Heritage Preservation Act of 1992 with regard to the appointment of members of the Dayton Aviation Heritage Commission;

S. 551, to revise the boundaries of the Hagerman Fossil Beds National Monument and the Craters of the Moon National Monument;

S. 587, to designate the Old Spanish Trail and the Northern Branch of the Old Spanish Trail for potential inclusion into the National Trails System;

S. 610, to provide for an interpretive center at the Civil War Battlefield of Corinth, Mississippi;

S. 601, to revise the boundaries of the Blackstone River Valley National Heritage Corridor in Massachusetts and Rhode Island;

H.R. 536, to prohibit the use of Highway 209 within the Delaware Water Gap National Recreation Area by certain commercial vehicles;

H.R. 694, to make minor boundary adjustments to units of the National Park System and other miscellaneous changes involving programs and functions of the National Park Service, with an amendment in the nature of a substitute; and

H.J. Res. 50, to designate the visitors center at the Channel Islands National Park, California, as the "Robert J. Lagomarsino Visitors Center".

Also, committee approved their fiscal year 1996 budgetary views and estimates on programs which fall under the jurisdiction of the committee which they will make to the Committee on the Budget.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment resumed oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act (P.L. 102–426), focusing on Superfund program provisions, receiving testimony from Barry L. Johnson, Assistant Administrator, Agency for Toxic Substances and Disease Registry (Atlanta, Georgia), Public Health Service, Department of Health and Human Services; Martin Yee, White Spur Dry Cleaners, El Paso, Texas, on behalf of the Small Business Fabric Care Superfund Coalition; Timothy C. Duffy, Rhode Island Association of School Committees, Warwick; Richard L. Bunn, UGI Utilities, Inc., Reading, Pennsylvania; James A. Goodrich, San Gabriel Basin Water Quality Authority, Covina, California; John F. Spisak, Industrial Compliance, Inc., Lakewood, Colorado; Ronald W. Cattany, Colorado Department of Natural Resources, Denver; Pat Murphy, Concerned Citizens of Triumph, Hailey, Idaho; and Rose Augustine, Tucson, Arizona, on behalf of the Southwest Network for Environmental and Economic Justice, and the Washington Office on Environmental Justice.

Hearings will continue on Wednesday, April 5.

WELFARE REFORM

Committee on Finance: Committee concluded hearings on proposals to reform the national welfare system, after receiving testimony from Robert B. Carleson, Free Congress Research and Education Foundation, San Diego, California; Kate Michelman, National Abortion and Reproductive Rights Action League, Penny L. Young, Concerned Women for America, John L. Carr, United States Catholic Bishops Conference, Peter J. Ferrara, National Center for Policy Analysis, and David S. Liederman, Child Welfare League of America, Inc., all of Washington, D.C.; Sister Mary Rose McGeady, Covenant House, and Audrey Rowe, National Urban League, Inc., both of New York, New York; Rev. Donald L. Roberts, Goodwill Industries-Manasota, Inc., Sarasota, Florida; Merrill J. Bateman, Church of Jesus Christ of Latter-Day Saints, Salt Lake City, Utah; Terry L. Cross, National Indian Child Welfare Association, Portland, Oregon; and Gwen Daye Richardson, Minority Mainstream, Houston, Texas.

START II TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (START II Treaty) signed at Moscow on January 3, 1993, including the following documents, which are integral parts thereof: the Elimination and Conversion Protocol; the Exhibitions and Inspections Protocol; and the Memorandum of Attribution (Treaty Doc. 103–1), receiving testimony from Sven Kraemer, Global 2000, Stephen J. Hadley, Shea & Gardner, Michael Krepon, Henry L. Stimson Center, and Jack Mendelsohn, Arms Control Association, all of Washington, D.C.

Hearings were recessed subject to call.

NEW ZEALAND ECONOMY

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine recent developments in the economic situation in New Zealand, focusing on the effects of United States and foreign investment in New Zealand, after receiving testimony from Sandra O'Leary, Deputy Assistant Secretary of State for East Asia and Pacific Affairs; Alexander Good, Bell Atlantic International, Philadelphia, Pennsylvania; Paul Cushman III, Riggs National Bank, and Paul M. Cleveland, United States-New Zealand Council, both of Washington, D.C.; and Donald G. Jones, Cyberstar, Fond du Lac, Wisconsin.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 141, to repeal the Davis-Bacon Act of 1931 to provide new job opportunities, effect significant cost savings on Federal construction contracts, promote small business participation in Federal contracting, and reduce unnecessary paperwork and reporting requirements, with an amendment;

S. 555, to consolidate and authorize funds for health professions and minority and disadvantaged health education programs, with an amendment in the nature of a substitute;

S. 641, authorizing funds for programs of the Ryan White Care Act;

S. 184, to establish an Office for Rare Disease Research within the National Institutes of Health of the Department of Health and Human Services; and

The nominations of Kenneth Byron Hipp, of Hawaii, to be a Member of the National Mediation Board; Yerker Andersson of Maryland, John A. Gannon of Ohio, Audrey L. McCrimon of Illinois, Lilliam Rangel Pollo of Florida, Debra Robinson of Pennsylvania, Rae E. Unzicker of North Dakota, and Ela Yazzie-King of Arizona, each to be a Member of the National Council on Disability; Robert G. Breunig of Arizona, Kinshasha Holman Conwill of New York, Charles Hummel of Delaware, Ayse Manyas Kenmore of Florida, Nancy Marsiglia of Louisiana, Arthur Rosenblatt of New York, Ruth Y. Tamura of Hawaii, Townsend Wolfe of Arkansas, Phillip Frost of Florida, and John L. Bryant, Jr. of the District of Columbia, each to be a Member of the National Museum Services Board of the National Foundation on the Arts and the Humanities; E. Gordon Gee of Ohio, Joseph E. Stevens, Jr. of Missouri, and Steven L. Zinter of South Dakota, each to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation; Peggy Goldwater Clay of California, Lt. Gen. William W. Quinn, USA (Ret.), Lynda Hare Scribante of Nebraska, and Niranjan Shamalbhai Shah of Illinois, each to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation; Sanford D. Greenberg of the District of Columbia, Eve L. Menger of New York, Claudia Mitchell-Kernan of California, Diana S. Natalicio of Texas, Robert M. Solow of Massachusetts, Warren M. Washington of Colorado, and John A. White, Jr. of Georgia, each to be a Member of the National Science Board of the National Science Foundation; Jerome F. Kever of Illinois and Virgil M. Speakman of Ohio, each to be a Member of the Railroad Retirement Board; Marciene S. Mattleman of Pennsylvania, to be a Member of the National Institute for Literacy Advisory Board; and Joan Challinor of the District of Columbia, to be a Member of the National Commission on Libraries and Information Science.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 325, to make certain technical corrections in laws relative to Native Americans;

S. 441, authorizing funds through fiscal year 1997 for programs of the Indian Child Protection and Family Violence Prevention Act;

S. 349, authorizing funds through fiscal year 1997 for the Navajo-Hopi Relocation Housing Program;

S. 510, authorizing funds through fiscal year 1999 for the Native American Social and Economic Development Strategies Grant Program administered by the Administration for Native Americans, Department of Health and Human Services, with an amendment in the nature of a substitute.

Also, committee approved their fiscal year 1996 budgetary views and estimates on programs which fall under the jurisdiction of the committee which they will make to the Committee on the Budget.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills introduced: Fifteen public bills, H.R. 1344–1358; one private bill, H.R. 1359; and six resolutions, H.J. Res. 81–82; H. Con. Res. 53, and H. Res. 120, 122–123, were introduced.

Page 9557

Reports Filed: Reports were filed as follows:

Conference report on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission (H. Rept. 104–92);

H. Res. 121, waiving points of order against the conference report to accompanying H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission (H. Rept. 104–93); and

H.R. 1271, to provide protection for family privacy, amended (H. Rept. 104–94).

Pages 9689, 9748, 9756

Term Limits: By a recorded vote of 227 ayes to 204 noes with 1 voting "present", Roll No. 277 (two-thirds of those present not voting in the affirmative), the House failed to pass H.J. Res. 73, proposing an amendment to the Constitution of the United States with respect to the number of terms of office of Members of the Senate and the House of Representatives.

Pages 9667, 9694

Permission To Proceed: By a yea-and-nay vote of 212 yeas to 197 nays with 2 voting "present", Roll No. 273, the House agreed to permit Representative Hoke to proceed in order with general debate on H.J. Res. 73, speech after the Chair held that certain words be taken down as unparliamentary.

Page 9675

Rejected:

The Peterson of Florida amendment in the nature of a substitute that sought to make term limits retroactive taking into consideration service occurring before the amendment, limits lifetime service of the members of the House to six terms (12 years) and Members of the Senate to two terms (12 years), and that protects State laws limiting congressional terms of service if the State laws are shorter (rejected by a recorded vote of 135 ayes to 297 noes, Roll No. 274);

Page 9710

The Inglis of South Carolina amendment in the nature of a substitute that sought to limit lifetime service of Members of the House to three terms (6 years) and Members of the Senate to two terms (12 years), and that provides language that states a full term is considered as served if a Member serves more than 50 percent of that term (rejected by a recorded vote of 114 ayes to 316 noes, Roll No. 276); and

Page 9723

The Hilleary amendment in the nature of a substitute that sought to limit lifetime service of Members of the House to six terms (12 years) and Members of the Senate to two terms (12 years) and to provide that State law could preempt the legislation if the State limits are shorter (rejected by a recorded vote of 164 ayes to 265 noes with 1 voting "present", Roll No. 276).

Page 9732

The McCollum amendment in the nature of a substitute was offered, but subsequently withdrawn, that sought to limit lifetime service to twelve (12) years in either body and provides language that states a full term is considered as served if a Member serves more than 50 percent of that term.

Page 9742

Presidential Message—Science and Technology: Read a message from the President wherein he transmits the Administration's policy to make sound investments in science and technology—referred to the Committee on Science.

Page 9748

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 9758.

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the house today and appear on pages 9675, 9722, 9731, 9741, 9748. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 10:31 p.m.

Committee Meetings

GOVERNMENT ACREAGE IDLING PROVISIONS—IMPACT ON PROGRAM COMMODITY CROPS

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing to review Government acreage idling provisions and their impact on program commodity crops. Testimony was heard from Keith Collins, Acting Chief Economist, USDA; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary (and Related Agencies) held a hearing on Immigration and Border Security. Testimony was heard from the following officials of the Department of Justice: Doris Meissner, Commissioner, Immigration and Naturalization Service; Anthony Mascato, Director, Executive Office for Immigration Renewal; and Allen Bursen, U.S. Attorney, Southern District, State of California; Mary A. Ryan, Assistant Secretary, Consular Affairs, Department of State; and Barbara Jordan, Chairman, Commission on Immigration Reform.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearing. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) continued appropriation hearings. Testimony was heard from Members of Congress.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on Administration on Aging, Inspector General, HHS, Vocational and Adult Education, and on Special Education and Rehabilitation Services. Testimony was heard from the following officials of the Department of Health and Human Services: Ferndo Torres-Gil, Assistant Secretary, Administration on Aging; and June Gibbs Brown, Inspector General; the following officials of the Department of Education; Augusta Souza Kappner, Assistant Secretary, Vocational and Adult Education; and Judith Heumann, Assistant Secretary, Special Education and Rehabilitation Services.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on GSA/Federal Construction and on the GAO. Testimony was heard from Roger W. Johnson, Administrator, GSA; Gaston L. Gianni, Jr., Associate Director, Government Business Operations Issues, General Government, GAO.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from public witnesses.

ADMINISTRATION'S BUDGET

Committee on the Budget: Continued hearings on the Administration's Fiscal Year 1996 Budget, with emphasis on the Perspective of State and Local Governments. Testimony was heard from the following State Legislators: Senator Dick Finan, State of Ohio; Representative George Cunningham, State of Arizona; Representative Ann Rest, State of Minnesota; Representative David Ennis, State of Delaware; Representative Brad Gorham, State of Rhode Island; Representative Susan Wagle, State of Kansas; Delegate Kirk Cox, State of Virginia; and Representative Steve Grubbs, State of Iowa; and public witnesses.

Hearings continue tomorrow.

TRAINING ISSUES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning concluded hearings on training issues, Vocational Rehabilitation. Testimony was heard from Frederick Schroeder, Commissioner, Rehabilitation Services Administration, Department of Education; and public witnesses.

CONTRACTING OUT

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Contracting Out: Part I. Testimony was heard from L. Nye Stevens, Director, Planning and Reporting, General Government Division, GAO; and John Koskinen, Deputy Director, Management, OMB.

Hearings continue April 5.

DISTRICT OF COLUMBIA FINANCIAL RESPONSIBILITY AND MANAGEMENT ASSISTANCE ACT

Committee on Government Reform and Oversight: Subcommittee on District of Columbia approved for full Committee action H.R. 1345, District of Columbia Financial Responsibility and Management Assistance Act of 1995.

UNITED STATES-EAST ASIAN ECONOMIC RELATIONS: A FOCUS ON SOUTH KOREA

Committee on International Relations: Subcommittee on International Economic Policy and Trade and the Subcommittee on Asia and the Pacific held a joint hearing on United States-East Asian Economic Relations: A Focus on South Korea. Testimony was heard from Lawrence S. Eagleburger, former Secretary of State; and public witnesses.

CERTIFICATION PROGRAM FOR NARCOTICS PRODUCING AND TRANSIT COUNTRIES IN LATIN AMERICA

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing to review the Administration's Certification Program for Narcotics Producing and Transit Countries in Latin America. Testimony was heard from Robert S. Gelbard, Assistant Secretary, International Narcotics Matters, Department of State; Thomas A. Constantine, Administrator, DEA, Department of Justice; William J. Olson, Former Deputy Assistant Secretary, International Narcotics Matters, Department of State; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following: H.R. 587, to amend title 35, United States Code, with respect to patents on biotechnological processes; and H.R. 1269, to amend the act of June 22, 1974, to authorize the Secretary of Agriculture to prescribe by regulation the representation of "Woodsy Owl." Testimony was heard from H. Dieter Hoinkes, Senior Counsel, Office of Legislative and International Affairs, Patent and Trademark Office, Department of Commerce; and a public witness.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on the Department of Energy budget request. Testimony was heard from Harold Smith, Jr., Assistant to the Secretary (Atomic Energy), Department of Defense; the following officials of the Department of Energy: Kenneth E. Baker, Acting Director, Office of Nonproliferation and National Security; Victor H. Reis, Assistant Secretary, Defense Programs; and Charles B. Curtis, Under Secretary; Sigfried S. Hecker, Director, Los Alamos National Laboratory; Bruce C. Tarter, Director, Lawrence Livermore National Laboratory; and Albert Narath, Director, Sandia National Laboratories.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on National Security: Special Oversight Panel on Morale, Welfare and Recreation held a hearing on the fiscal year 1996 national defense authorization request, with emphasis on the effect of force structure drawdown on morale, welfare and recreation programs. Testimony was heard from the following officials of the Department of Defense: Fred Pang, Assistant Secretary, Force Management; Brig. Gen. John G. Meyer, USA, Commander, U.S. Army Community and Family Support Center; Rear Adm. Larry R. Marsh, USN, Assistant Chief of Naval Personnel, Personnel Readiness and Community Support, Bureau of Naval Personnel; Col. Stevan Richards, USAF, Director, Directorate of Services, U.S. Air Force; and Brig. Gen. J. R. Joy, USMC (Ret.), Director, Morale, Welfare and Recreation Support Activity, U.S. Marine Corps.

Hearings continue April 6.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action amended the following bills: H.R. 260, National park System Reform Act of 1995; H.R. 1077, to authorize the Bureau of Land Management; and H.R. 1091, to improve the National Park System in the Commonwealth of Virginia.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Native American and Insular Affairs held a hearing on the following bills: H.R. 1306, American Samoa Economic Development Act; and H.R. 1332, Rongelap Recovery and Community Self-Reliance Act. Testimony was heard from Allen P. Stayman, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; and the following officials of the Republic of the Marshall Islands; Banny De Brun, Deputy Chief of Mission; Johnsay Riklon, member of the Nitijela; and Billiet Edmond, Mayor, Rongelap.

CONTRACT WITH AMERICA TAX RELIEF ACT

Committee on Rules: Heard testimony but took no action on H.R. 1215, Contract With America Tax Relief Act of 1995. Testimony was heard from Chairman Archer and Representatives Bunning of Kentucky, Collins of Georgia, Upton, Ganske, Kasich, Kolbe, Allard, Bass, Burton of Indiana, Morella, Zeliff, McIntosh, Tate, Martini, Goodling, Porter, Houghton, Roberts, Wolf, Pryce, Doolittle, Castle, Hutchinson, Istook, Knollenberg, Salmon, Gibbons, Wyden, Sabo, Orton, Pomeroy, Browder, Collins of Illinois, Moran, Gephardt, Obey, Foglietta, Evans, Kennedy of Massachusetts, Lowey, Nadler, and Stupak.

CONFERENCE REPORT—SELF-EMPLOYED HEALTH INSURANCE PERMANENT REDUCTION RESTORATION

Committee on Rules: Granted, by a voice vote, a rule waiving all points of order against the conference report on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, and against its consideration. The rule dispenses with the reading of the conference report. Testimony was heard from Chairman Archer and Representatives Gibbons, Matsui, and Levin.

APPROPRIATE ROLE OF GOVERNMENT PROGRAMS—HELPING SMALL BUSINESSES FIND EXPORT OPPORTUNITIES

Committee on Small Business: Subcommittee on Procurement, Exports, and Business Opportunities held a hearing on the appropriate role and the effectiveness of various Federal Government programs in helping small businesses find export opportunities around the world. Testimony was heard from the following officials of the Department of Commerce; Lauri Fitz-Pegado, Director General, U.S. Foreign and Commercial Service; Raymond Vickery, Jr., Assistant Secretary, Trade Development; and Charles Meissner, Assistant Secretary, International Economic Policy; Joseph Grandmaison, Director, Trade and Development Agency; Mary Jean Ryan, Associate Deputy Administrator, Economic Development, SBA: Maria Louisa Haley, member, Board of Directors, Export-Import Bank; and Christopher Finn, Executive Vice-President, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS AND AUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment approved for full Committee action amended H.R. 961, Clean Water Amendments of 1995.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action the following: H.R. 553, amended, Caribbean Basin Trade Security Act; and proposed legislation providing Fiscal year 1996 Budget Authorizations for the Customs Service, the International Trade Commission, and the Office of the U.S. Trade Representative.

Joint Meetings

SELF-EMPLOYED HEALTH INSURANCE TAX CREDIT

Conferees on Tuesday, March 28, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policy of the Federal Communications Commission.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, but did not complete action thereon, and recessed subject to call.

Thursday, March 30, 1995

Senate

Chamber Action

Routine Proceedings, pages 9774–9971

Measures Introduced: Ten bills and one resolution were introduced, today, as follows: S. 647–656, and S. Res. 97.
Page 9918

Measures Reported: Reports were made as follows:

S. Res. 24, providing for the broadcasting of press briefings on the floor prior to the Senate's daily convening, with an amendment in the nature of a substitute.

Special Report entitled "Legislative Activities of the Committee on Labor and Human Resources, U.S. Senate, During the 103d Congress, 1993–1994". (S. Rept. No. 104–22)

S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets competition. (S. Rept. No. 104–23)
Page 9918

Measures Passed:

Reporting Deadlines: Senate passed S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts.
Page 9934

Rules Clarification: Senate passed S. 532, to clarify the rules governing venue.
Page 9934

FEMA Supplemental Appropriations/Rescissions: Senate continued consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:
Page 9836

Adopted:

(1) Bingaman Amendment No. 426 (to Amendment No. 420), to restore funding for programs under the Community Services Block Grant Act.
Page 9937

(2) Burns Amendment No. 428 (to Amendment No. 420), to broaden areas in which salvage timber sales are not to be conducted.
Page 9862

(3) Grassley/Dorgan Amendment No. 430 (to Amendment No. 420), to prohibit the use of funds by the Secretary of Agriculture to delineate new agricultural wetlands, except under certain circumstances.
Page 9876

(4) Kerrey/Cohen Amendment No. 435 (to Amendment No. 420), to rescind certain funds for GSA Federal buildings and courthouses. (By 45 yeas to 49 nays (Vote No. 122), Senate failed to table the amendment.)

Pages 9844, 9889, 9909

(5) By 78 yeas to 16 nays (Vote No. 124), Shelby Amendment No. 437 (to Amendment No. 435), to rescind certain funds for GSA Federal buildings and courthouses.

Pages 9889, 9909

(6) Hatfield (for Hollings/Biden) Amendment No. 440 (to Amendment No. 420), to restore funding in the Department of Justice's Drug Court Program.

Page 9910

Rejected:

(1) Murray Amendment No. 429 (to Amendment No. 420), to establish procedures to expedite salvage timber sales. (By 48 yeas to 46 nays (Vote No. 121), Senate tabled the amendment.)

Page 9862

(2) Boxer Amendment No. 436 (to Amendment No. 420), to delete the rescission of the funds appropriated for the Department of Education for the Technology for Education of All Students Program in the amount of $5 million and for the Star Schools Program in the amount of $5 million; and to rescind $11 million of the funds available under the Department of Defense Appropriations Act 1995, for acquisition of two executive aircraft. (By 48 yeas to 46 nays (Vote No. 123), Senate tabled the amendment.)

Page 9886

(3) Reid/Bryan Amendment No. 438 (to Amendment No. 420), to transfer funds raised from electric ratepayers for nuclear waste disposal to drug abuse block grants. (By 77 yeas to 17 nays (Vote No. 125), Senate tabled the amendment.)

Pages 9897, 9909

(4) Reid Amendment No. 439 (to Amendment No. 420), to transfer funds raised from electric ratepayers for nuclear waste disposal to rural health outreach programs.

Page 9902

Pending:

Hatfield Amendment No. 420, in the nature of a substitute.

Page 9836

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of aggregate annual assistance to any foreign entity using the exchange stabilization fund established under section 5302 of title 31, United States Code, in an amount that exceeds $5 billion.

Pages 9838, 9878, 9910, 9913

Murkowski Amendment No. 441 (to Amendment No. 427), of a perfecting nature.

Page 9913

Senate will continue consideration of the bill on Friday, March 31, 1995.

Nominations Confirmed: Senate confirmed the following nomination:

By unanimous vote of 94 yeas (Vote No. 120 EX), Daniel Robert Glickman, of Kansas, to be Secretary of Agriculture.

Pages 9835, 9955

Nominations Received: Senate received the following nominations:

Catherine Baker Stetson, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for the remainder of the term expiring May 19, 2000.

Army nominations in the rank of general.

Routine lists in the Air Force, Army, Navy.

Page 9948

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Catherine Baker Stetson, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2000, which was sent to the Senate on January 5, 1995.

Page 9955

Messages From the House: **Page 9914**

Communications: **Page 9914**

Petitions: **Page 9915**

Statements on Introduced Bills: **Page 9919**

Additional Cosponsors: **Page 9926**

Amendments Submitted: **Page 9928**

Authority for Committees: **Page 9932**

Additional Statements: **Page 9932**

Record Votes: Six record votes were taken today. (Total—125)

Pages 9836, 9875, 9889, 9909

Recess: Senate convened at 9:20 a.m., and recessed at 11:12 p.m., until 9:30 a.m., on Friday, March 31, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 9934.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on Reserve component programs, receiving testimony from Deborah R. Lee, Assistant Secretary of Defense for Regional Affairs; Maj. Gen. Donald W. Shepperd, USAF, Director, Air National Guard; Maj. Gen. Max Baratz, USA, Chief, Army Reserve; Maj. Gen. John R. D'Araujo, USA, Director, Army National Guard; Lt. Gen. Edward D. Baca, USA, Chief, National Guard Bureau; Rear Adm. Thomas

F. Hall, USN, Chief, Naval Reserve; Rear Adm. Richard M. Larrabeo, USCG, Chief, Office of Readiness and Reserve, Coast Guard; Maj. Gen. Robert A. McIntosh, USAF, Chief, United States Air Force Reserve; Brig. Gen. Ronald G. Richard, USMC, Assistant Deputy Chief of Marine Corps Staff for Manpower and Reserve Affairs; Maj. Gen. Roger W. Sandler, USA (Ret.), Reserve Officers Association of the United States, Maj. Gen. Robert F. Ensslin, USA (Ret.), National Guard Association of the United States, and Maj. Gen. Ansell M. Stroud, Jr., ARNGR, Adjutants General Association of the United States, all of Washington, D.C.; Col. Bradley T. MacDonald, USMC, Marine Corps Reserve Officers Association, and Rear Adm. Philip W. Smith, USNR (Ret.), Naval Reserve Association, both of Alexandria, Virginia; and Master Sgt. Michael P. Cline, USA (Ret.), Enlisted Association of the National Guard of the United States, Subcommittee will meet again on Wednesday, April 5.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the Counterproliferation Support Program, receiving testimony from William B. Shuler, Deputy Assistant Secretary for Counterproliferation, Office of the Assistant to the Secretary of Defense for Atomic Energy; G. William Heiser, Director, Military Assistance and Response, Office of the Under Secretary of Defense for Policy; Capt. Ronald D. Gumbert, USN, Assistant Deputy Director for Strategy and Policy, Office of the Joint Chiefs of Staff; and Gordon Oehler, Director, Non-Proliferation Center, Central Intelligence Agency.

Subcommittee will meet again on Thursday, April 6.

SCIENCE AND TECHNOLOGY PROGRAMS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded oversight hearings on activities of the Office of Science and Technology Policy and the proposed fiscal year 1996 budget for the National Science Foundation, after receiving testimony from John H. Gibbons, Director, Office of Science and Technology Policy; Neal F. Lane, Director, National Science Foundation; Robert Swenson, Montana State University, Bozeman; Royce Engstrom, University of South Dakota, Vermillion; John Saunby, Union Carbide Technical Center, Salem, South Carolina; and Joseph Danek, EPSCOR Foundation, Washington, D.C.

MINING LAW REFORM

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held hearings on S. 504, to modify the requirements applicable to locatable minerals on public domain lands, consistent with the principles of self-initiation of mining claims, and S. 506, to provide a reasonable royalty from mineral activities on Federal lands, to specify reclamation requirements for mineral activities on Federal lands, and to create a State program for the reclamation of abandoned hard rock mining sites on Federal lands, receiving testimony from John D. Leshy, Solicitor, Department of the Interior; Jim Carter, Utah Division of Oil, Gas, and Mining, Salt Lake City; Dino DiCianno, Nevada Department of Taxation, Carson City; Douglas C. Yearley, Phelps Dodge Corporation, Phoenix, Arizona, on behalf of the Mineral Resources Alliance and the National Mining Association; Steven C. Borell, Alaska Miners Association, Anchorage; Lois VanHoover, Alliance of Independent Miners, Boise, Idaho; Lynne Stone, Boulder-White Clouds Council, Ketchum, Idaho; Ed Whitelaw, University of Oregon, Eugene; and Philip M. Hocker, Mineral Policy Center, Washington, D.C.

Hearings were recessed subject to call.

NATIONAL HIGHWAY SYSTEM

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure resumed hearings on S. 440, to provide for the designation of the National Highway System, focusing on the use of crumb rubber in asphalt pavement and the diversion of funds to State safety programs for States without motorcycle helmet and safety belt use laws, receiving testimony from Senators Lautenberg, Campbell, Nickles, and Snowe; Mark L. Rosenberg, Director, National Center for Injury Prevention and Control, Centers for Disease Control and Prevention (Atlanta, Georgia), Department of Health and Human Services; Rhode Island State Senator William Enos, Tiverton; New Hampshire State Representative Sherman Packard, Londonderry; Illinois State Senator John Cullerton, Chicago; Marshall Moore, North Dakota Department of Transportation, Bismarck; Frank Carlile, Florida Department of Transportation, Tallahassee; Gary Sauer, Maple Grove, Minnesota, on behalf of the National Asphalt Pavement Association; and Jed Billings, FNF Construction, Inc., Tempe, Arizona.

Hearings continue on Thursday, April 6.

FOREIGN AFFAIRS REORGANIZATION

Committee on Foreign Relations: Committee resumed hearings on proposals to reorganize and revitalize American foreign affairs institutions, focusing on alternatives to the Agency for International Development, receiving testimony from Linda F. Powers, ENRON Development Corporation, Houston, Texas; John D. Kasarda, Kenan Institute for Private Enterprise, Chapel Hill, North Carolina; and John W. Sewell, Overseas Development Council, Washington, D.C.

Hearings were recessed subject to call.

FOREIGN AFFAIRS REORGANIZATION

Committee on Foreign Relations: Subcommittee on International Operations held hearings on proposals to reorganize and revitalize American foreign affairs institutions, receiving testimony from Richard M. Moose, Under Secretary of State for Management; John D. Holum, Director, United States Arms Control and Disarmament Agency; Joseph D. Duffey, Director, United States Information Agency; J. Brian Atwood, Administrator, Agency for International Development; Jeffrey E. Garten, Under Secretary of Commerce for International Trade; Robert M. Kimmitt, Lehman Brothers, and John Rhinelander, Shaw, Pittman, Potts and Trowbridge, both of Washington, D.C.; and William Schneider, Jr., International Planning Services, Inc., Arlington, Virginia.

Hearings were recessed subject to call.

GAO

Committee on Governmental Affairs: Committee held oversight hearings on the roles, mission, and operation of the General Accounting Office and its future direction, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, and James F. Hinchman, Special Assistant to the Comptroller General, both of the General Accounting Office; and R. Scott Fosler, Alan K. Campbell, and Annmarie Walsh, all of the National Academy of Public Administration, Washington, D.C.

Hearings were recessed subject to call.

STUDENT LOAN PROGRAM

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities concluded oversight hearings on the implementation and administration of the Federal Direct Student Loan Program, focusing on the loan disbursement process, including collection and servicing issues, after receiving testimony from Madeleine Kunin, Deputy Secretary, Steven A. McNamara, Assistant Inspector General for Audit, and Leo Kornfeld, Senior Advisor to the Secretary, all of the Department of Education; Cornelia M. Blanchette, Associate Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Lynn M. Fawthrop, Roger Williams University, Bristol, Rhode Island, on behalf of the Advisory Committee on Student Financial Assistance; Rudolph G. Penner, KPMG Peat Marwick, Washington, D.C.; Larry M. Tait, Florida A&M University, Tallahassee; James A. Belvin, Jr., Duke University, Durham, North Carolina; Joseph A. Russo, University of Notre Dame, Notre Dame, Indiana; Donald M. Honeman, University of Vermont, Burlington; and Earl E. Dowling, Iowa State University, Ames.

SENATE FLOOR PRESS BRIEFINGS

Committee on Rules and Administration: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. Res. 24, providing for the broadcasting of press briefings on the floor prior to the Senate's daily convening.

House of Representatives

Chamber Action

Bills Introduced: Fourteen public bills, H.R. 1360–1373; one private bill, H.R. 1374; and four resolutions, H.J. Res. 83–85 and H. Res. 124, were introduced. **Page 9826**

Reports Filed: Reports were filed as follows:

H.R. 655, to authorize the Hydrogen Research, Development, and Demonstration Programs of the Department of Energy, amended (H. Rept. 104–95); and

H.R. 1345, to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia Financial Responsibility and Management Assistance Authority (H. Rept. 104–96). **Page 9826**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Largent to act as Speaker pro tempore for today. **Page 9774**

Health Insurance Costs: House agreed to the conference report on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission—clearing the measure for Senate action. **Page 9791**

H. Res. 121, the rule which waived points of order against the conference report, was agreed to earlier by a recorded vote of 244 ayes to 178 noes, Roll No. 279. By a yea-and-nay vote of 224 yeas to 201 nays, Roll No. 278, agreed to order the previous question on the rule. **Page 9781**

Robert H. Michel Rooms: House agreed to H. Res. 65, naming certain rooms in the House of Representatives wing of the Capitol in honor of former Representative Robert H. Michel. **Page 9800**

Agreed to:

The Thomas amendment in the nature of a substitute. **Page 9804**

Amend the preamble and the title. **Page 9804**

Legislative Program: The Majority Leader announced the legislative program for the week of Monday, April 3. Agreed to adjourn from Thursday to Monday. **Page 9804**

Late Report: Conferees received permission to have until midnight on Friday, March 31, to file the conference report on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

Page 9804

Late Report: The Committee on Science received permission to have until 5:00 p.m. today, to file a report on H.R. 655, Hydrogen Future Act of 1995.

Page 9804

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, April 5.

Page 9806

Late Report: The Committee on Government Reform and Oversight received permission to have until midnight tonight to file a report on H.R. 1345, to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia Financial Responsibility and Management Assistance Authority.

Page 9820

Senate Messages: Message received from the Senate today appears on page 9774.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 9789, 9790. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 5:29 p.m.

Committee Meetings

OVERSIGHT

Committee on Agriculture: Subcommittee on Resource Conservation, Research and Forestry and the Subcommittee on Fisheries, Wildlife and Oceans of the Committee on Resources held a joint oversight hearing to review law enforcement activities on federal lands. Testimony was heard from Senator Kempthorne; Mollie Beattie, Director, U.S. Fish and Wildlife Service, Department of the Interior; Greg Matlock, Program Management Officer, National Marine Fisheries Service, NOAA, Department of Commerce; Alan G. Lance, Attorney General, State of Idaho; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and State and the Judiciary, and Related Agencies held a hearing on Federal Judiciary, and on Economic and Business Development. Testimony was heard from Richard S. Arnold, Chief Judge, Eighth Circuit, U.S. Court of Appeals; the following officials of the Department of Justice: Carol DiBattiste, Director, Executive Office of the U.S. Attorneys; and Eduardo Gonzalez, Director, U.S. Marshals Service; Philip Lader, Administrator, SBA; Rafael Borras, Acting Director, Minority Business Development Agency; and William Ginsberg, Assistant Secretary, Economic Development, Department of Commerce.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing, and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on the National Park Service. Testimony was heard from Roger G. Kennedy, Director, National Park Service, Department of Interior.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on the National Cancer Institute and National Center for Research Resources, National Institute of Child Health and Human Development and on the National Institute of Diabetes, Digestive and Kidney Diseases. Testimony was heard from the following officials of the Department of Health and Human Services; Edward J. Sondik, M.D., Acting Director, National Cancer Institute; Judith L. Vaitukaitis, M.D., Director, National Center for Research Resources; Duane Alexander, M.D., Director, National Institute of Child Health and Human Development; and Phillip E. Gorden, M.D., Director, National Institute of Diabetes, Digestive and Kidney Diseases.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued appropriation hearings. Testimony was heard from public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held a hearing on FAA Training. Testimony was heard from the following officials of the Department of Transportation: Todd Zinser, Principal Investigator, Office of Inspector General; and David Hinson, Administrator, FAA.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on OPM/OMB/GAO-Federal Personnel Issues, OPM and Inspector General for OPM. Testimony was heard from Alice M. Rivlin, Director, OMB; the following officials of the OPM: James B. King, Director; and Patrick McFarland, Inspector General; and Timothy P. Bowling, Associate Director, Federal Human Resources Management Issues, General Government Division, GAO.

VA, HUD, INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies concluded hearings on NASA. Testimony was heard from Daniel S. Goldin, Administrator, NASA.

MARKETS AND TRADING REORGANIZATION AND REFORM ACT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government-Sponsored Enterprises held a hearing on H.R. 718, Markets and Trading Reorganization and Reform Act of 1995. Testimony was heard from Representative Leach; Mary Schapiro, Chairwoman, Commodity Futures Trading Commission; Arthur Levitt, Jr., Chairman, SEC; and public witnesses.

ADMINISTRATION'S BUDGET

Committee on the Budget: Continued hearings on the Administration's Fiscal Year 1996 Budget, with emphasis on views of Members of Congress. Testimony was heard from Members of Congress.

CONSUMER'S PERSPECTIVE ON MEDICAL DEVICES

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on A Consumer's Perspective on Medical Devices. Testimony was heard from public witnesses.

FAIR LABOR STANDARDS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protection held a hearing on the Fair Labor Standards Act. Testimony was heard from Rudolph W. Giuliani, Mayor, City of New York; Christopher W. Waddell, Chief Counsel, Department of Finance, State of California; and public witnesses.

DISTRICT OF COLUMBIA RESPONSIBILITY AND MANAGEMENT ASSISTANCE ACT

Committee on Government Reform and Oversight: Ordered reported H.R. 1345, District of Columbia Financial Responsibility and Management Assistance Act of 1995.

ADMINISTRATION'S INTERNATIONAL AFFAIRS BUDGET

Committee on International Relations: Held a hearing on the Administration's International Affairs Budget Request for Fiscal Year 1996. Testimony was heard from Warren Christopher, Secretary of State; J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; and Lt. Gen. Thomas Rhame, USA, Director, Defense Security Assistance Agency, Department of Defense.

ENFORCEMENT OF FEDERAL DRUG LAWS

Committee on the Judiciary: Subcommittee on Crime held a hearing on Enforcement of Federal Drug Laws. Testimony was heard from the following officials of the Department of Justice: Louis J. Freeh, Director, FBI; and Thomas Constantine, Administrator, DEA.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on verification of eligibility for employment and benefits. Testimony was heard from Barbara Jordan, Chair, Commission on Immigration Reform; Robert L. Bach, Executive Associate Commissioner, Policy and Planning, Immigration and Naturalization Service, Department of Justice; William Ludwig, Administrator, Food and Consumer Service, USDA; Wendell E. Primus, Deputy Assistant Secretary, Human Services Policy, Department of Health and Human Services; Nelson Diaz, General Counsel, Department of Housing and Urban Development; Joseph A. Antolin, Deputy Director, Field Operations, Department of Public Aid, State of Illinois; Esperita Johnson-Bullard, Eligibility Supervisor, Division of Social Services, Department of Human Services, City of Alexandria, Virginia; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on wartime vs. peacetime medical requirements. Testimony was heard from the following officials of the Department of Defense: VAdm. James LaPlante, USN, Director, Logistics, The Joint Staff; Lt. Gen. Alcide M. LaNoue, USA, Surgeon General of the Army; VAdm. Donald F. Hagen, USN, Surgeon General of the Navy; Lt. Gen. Edgar R. Anderson, Jr., USAF, Surgeon General of the Air Force; and Stephen Joseph, M.D., Assistant Secretary, Health Affairs; Mark E. Gebicke, Director, Military Operations and Capabilities Issues, National Security and International Affairs Division, GAO; and Neil Singer, Deputy Assistant Director, National Security Division, CBO. Hearings continue April 4.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on strategic lift. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Richard E. Hawley, USAF, Principal Deputy Assistant Secretary, Acquisition, Department of the Air Force; Gen. Robert L. Rutherford, USAF, Commander in Chief, U.S. Transportation Command; and VAdm. Philip M. Quast, USN, Commander, Military Sealift Command, Department of the Navy; and public witnesses. Hearings continue April 6.

GREENS CREEK LAND EXCHANGE ACT

Committee on Resources: Held a hearing on H.R. 1266, Greens Creek Land Exchange Act. Testimony was heard from Jim Lyons, Under Secretary, Natural Resources and the Environment, USDA; and Tom Albanese, General Manager, Kennecott Greens Creek Mining Company, Juneau, Alaska.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full Committee action amended the following bills: H.R. 898, High Seas Fishing Compliance Act of 1995; H.R. 1139, Striped Bass Act of 1995; H.R. 1141, Sikes Act Improvement Amendments of 1995; and H.R. 1175, Marine Resources Revitalization Act of 1995.

OVERSIGHT

Committee on Resources: Subcommittee on Water and Power Resources held an oversight hearing on Department of Energy and Bureau of Reclamation Operational Issues. Testimony was heard from Daniel P. Beard, Commissioner of Reclamation, Department of the Interior; and the following officials of the Department of Energy: Dan Shafer, Administrator, Western Area Power Administration; Forrest E. Reeve, Acting Administrator, Southwestern Power Administration; Leon Jourolmon, Jr., Acting Administrator, Southeastern Power Administration; and Steve Wright, Vice President, Washington, D.C., Liaison Office, Bonneville Power Administration.

SBA OF THE FUTURE

Committee on Small Business: Continued hearings on the SBA, with emphasis on the SBA of the Future. Testimony was heard from Philip Lader, Administrator, SBA.

PHYSICIAN PAYMENT REVIEW COMMISSION RECOMMENDATIONS ON PHYSICIAN PAYMENTS

Committee on Ways and Means: Subcommittee on Health held a hearing on the Physician Payment Review Commission Recommendations on Physician Payments. Testimony was heard from John Eisenberg, M.D. Chairman, Physician Payment Review Commission; and public witnesses.

DCI BUDGET WRAP-UP

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on DCI Budget Wrap-Up. Testimony was heard from departmental witnesses.

Joint Meetings

VETERANS PROGRAMS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs on the legislative recommendations of certain veterans programs, after receiving testimony from Ray H. Fuller, Veterans of World War I; Carl E. Foley, Blinded Veterans of America; Charles S. Prigmore, American Ex-Prisoners of War; James L. Brazee, Jr., Vietnam Veterans of America; and John C. Loberg, Military Order of the Purple Heart, all of Washington, D.C.; and Arthur W. Klingel, Jr., AMVETS, Lanham, Maryland.

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Friday, March 31, 1995

Senate

Chamber Action

Routine Proceedings, pages 9972–10036

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 657–659 and S. Res. 98.
Page 10005

FEMA Supplemental Appropriations/Rescissions: Senate continued consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:
Page 9976

Pending:

Hatfield Amendment No. 420, in the nature of a substitute.
Page 9976

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of aggregate annual assistance to any foreign entity using the Exchange Stabilization Fund established under section 5302 of title 31, United States Code, in an amount that exceeds $5 billion.
Page 9976

Murkowski/D'Amato Amendment No. 441 (to Amendment No. 427), of a perfecting nature.
Page 9976

Daschle Amendment No. 445 (to Amendment No. 420), in the nature of a substitute.
Page 9977

Dole (for Ashcroft) Amendment No. 446 (to Amendment No. 445), in the nature of a substitute.
Page 9980

Self-Employed Health Insurance Tax Credit—Conference Report: Senate began consideration of the conference report on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission.

Page 9985

A motion was entered to close further debate on the conference report and, by unanimous-consent agreement, a vote on the cloture motion will occur on Monday, April 3, 1995.

Page 9991

Nominations Received: Senate received the following nominations:

Michele Driscoll Alioto, of California, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Wiley Y. Daniel, of Colorado, to be United States District Judge for the District of Colorado.

Tommy Edward Jewell III, of New Mexico, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1995.

Tommy Edward Jewell III, of New Mexico, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Diane P. Wood, of Illinois, to be United States Circuit Judge for the Seventh Circuit.

1 Army nomination in the rank of general.

Page 10035

Petitions: **Page 10001**

Statements on Introduced Bills: **Page 10005**

Additional Cosponsors: **Page 10009**

Amendments Submitted: **Page 10009**

Authority for Committees: **Page 10030**

Additional Statements: **Page 10030**

Recess: Senate convened at 9:30 a.m., and recessed at 2:52 p.m., until 11 a.m., on Monday, April 3, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 9992.)

Committee Meetings

1995 FARM BILL—AGRICULTURAL CREDIT

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on current and future credit concerns of rural America and the Farmers Home Administration's management of its direct and guaranteed farm loan programs and of farm properties obtained as a result of defaults on Federal loans, receiving testimony from Eugene Moos, Under Secretary for Farm and Foreign Agricultural Services; Maureen ney, Administrator, Rural Housing and Community opment Division; Grant B. Buntrock, Acting Admi tor, Consolidated Farm Services Agency; and Lou A ling, Deputy Administrator for Farm Credit, all of th partment of Agriculture; John W. Harman, Director od and Agriculture Issues, Resources, Communit d Economic Development Division, and Andrew F and Robert Robertson, both Evaluators, all of the al Accounting Office; Jerold L. Harris, Farm Credit of Wichita, Wichita, Kansas; Darcy L. Myers, Norw ank, Denver, Colorado, on behalf of the American kers Association; Mark Drabenstott, Federal Reserve of Kansas City, Kansas City, Missouri; John R. Pric hemical Bank, New York, New York; Eric P. Thor, na State University, Tempe; and Nancy L. Thompson, nter for Rural Affairs, Walthill, Nebraska.

Committee will meet again on Tues April 4.

APPROPRIATIONS—VA

Committee on Appropriations: Subcommittee VA, HUD, and Independent Agencies held hearings proposed budget estimates for fiscal year 1996 for the artment of Veterans Affairs, receiving testimony f Jesse Brown, Secretary of Veterans Affairs; and Russe ank, Paralyzed Veterans of America, Rick Surratt, D led American Veterans, James Magill, Veterans of Fo n Wars, and Carroll Williams, American Legion, al Washington, D.C.

Subcommittee will meet again on Wednesday, April 5.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12:30 p.m. on Monday, April 3.

Committee Meetings

GUN LAWS: THE RIGHT TO SELF-DEFENSE

*Committee on the Judiciary:*Subcommittee on Crime held a hearing on Gun Laws, Part 1: the Right to Self-Defense. Testimony was heard from public witnesses.

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Monday, April 3, 1995

Senate

Chamber Action

Routine Proceedings, pages 10037–10184

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 660–662, and S. Res. 99.
Pages 10086, 10090

Measures Reported: Reports were made as follows:

S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner, with an amendment in the nature of a substitute. (S. Rept. No. 104–24)

S. 641, to reauthorize the Ryan White CARE Act of 1990. (S. Rept. No. 104–25)
Page 10086

Measures Passed:

Authorizing Use of Capitol Grounds: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 34, authorizing the use of the Capitol Grounds for the Ringling Bros. and Barnum & Bailey Circus Anniversary Commemoration, and the resolution was then agreed to, after taking action on the following amendment proposed thereto:
Page 10079

Rejected:

Smith Amendment No. 449, to prevent the use of elephants on the Capitol Grounds for the purpose of this event.
Page 10080

Commending Allen University: Senate agreed to S. Res. 99, commending the 125th anniversary of Allen University.
Page 10095

FEMA Supplemental Appropriations/Rescissions: Senate continued consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:
Page 10062

Pending:

Hatfield Amendment No. 420, in the nature of a substitute.

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of aggregate annual assistance to any foreign entity using the exchange stabilization fund established under section 5302 of title 31, United States Code, in an amount that exceeds $5 billion.

Murkowski/D'Amato Amendment No. 441 (to Amendment No. 427), of a perfecting nature.

Daschle Amendment No. 445 (to Amendment No. 420), in the nature of a substitute.
Page 10062

Dole (for Ashcroft) Amendment No. 446 (to Amendment No. 445), in the nature of a substitute.

Senate will resume consideration of the bill on Tuesday, April 4, 1995, at 10:30 a.m.

Self-Employed Health Insurance Tax Credit—Conference Report: Senate agreed to the conference report on H.R. 831, to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, and to repeal the provisions permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, clearing the measure for the President.
Page 10041

During consideration of this measure today, the Senate took the following action:

By a unanimous vote of 83 yeas (Vote No. 126), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the conference report.
Page 10041

Appointments:

Federal Council on the Aging: The Chair, on behalf of the President pro tempore, pursuant to Public Law 93–29, as amended by Public Laws 98–459 and 102–375, reappointed Robert L. Goldman, of Oklahoma, to the Federal Council on the Aging.
Page 10095

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed the following Senators to the Commission on Security and Cooperation in Europe: Senators Campbell, Kempthorne, Santorum, and Abraham.
Page 10095

Messages From the President: Senate received the following messages from the President of the United States:
Transmitting the 1994 Annual Report on Alaska's Mineral Resources; referred to the Committee on Energy and Natural Resources. (PM–40).
Page 10085

Nominations Confirmed: Senate confirmed the following nominations:

26 Air Force nominations in the rank of general.

2 Army nominations in the rank of general.

15 Marine Corps nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.
Page 10096

Nominations Received: Senate received the following nominations:

Vera Alexander, of Alaska, to be a Member of the Marine Mammal Commission for a term expiring May 13, 1997.

Routine lists in the Air Force and Marine Corps.
Page 10097

Messages From the President: **Page 10085**

Communications: **Page 10086**

Statements on Introduced Bills: **Page 10086**

Additional Cosponsors: **Page 10089**

Amendments Submitted: **Page 10090**

Notices of Hearings: **Page 10090**

Authority for Committees: **Page 10090**

Additional Statements: **Page 10090**

Record Votes: One record vote was taken today. (Total—126)

Page 10041

Recess: Senate convened at 9:30 a.m., and recessed at 7:33 p.m., until 9:30 a.m., on Tuesday, April 4, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 10097.)

Committee Meetings

APPROPRIATIONS—IRS/OPM

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Margaret Richardson, Commissioner, and Larry Westfall, Director, Office of Tax Systems Modernization, both of the Internal Revenue Service; and James King, Director, Office of Personnel Management.

Subcommittee will meet again on Thursday, May 4.

KIRTLAND AIR FORCE BASE

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on the nuclear weapons implications of the Administration's proposal to close Kirtland Air Force Base in New Mexico, receiving testimony from Vic Reis, Assistant Secretary for Defense Programs, and Al Narath and Bruce Twining, both of Sandia National Laboratories (Albuquerque, New Mexico), all of the Department of Energy; and Maj. Gen. Kenneth L. Hagemann, USAF, Director, Defense Nuclear Agency, Department of Defense.

Subcommittee recessed subject to call.

PRODUCT LIABILITY FAIRNESS ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Affairs, Foreign Commerce, and Tourism held hearings on S. 565, to regulate interstate commerce by providing for a uniform product liability law, receiving testimony from Senators Lieberman and Boxer; Illinois State Senator Kirk Dillard, Springfield, on behalf of the American Legislative Exchange Council; Rhode Island State Representative Jeffrey Teitz, Providence, on behalf of the National Conference of State Legislators; Stanley G. Feldman, Chief justice, Arizona State Supreme Court, Phoenix, on behalf of the Conference of Chief Justices; and James L. Martin, National Governors Association, William Fry, HALT, Robert Hunter, Consumer Federation of America, Victor E. Scwartz, Crowell and Moring, on behalf of the Product Liability Coordinating Committee, and Larry Stewart, Association of the Trial Lawyers of America, all of Washington, D.C.

Hearings continue tomorrow.

RESEARCH AND EXPERIMENTATION TAX CREDIT

Committee on Finance: Subcommittee on Taxation and IRS Oversight held hearings to examine whether the research and experimentation tax credit (enacted in 1981) should be made a permanent part of the Tax Code, restructured, or allowed to expire after the current June 30, 1995, expiration date, receiving testimony from Natwar M. Gandhi, Associate Director, Tax Polity and Administration Issues, General Government Division, General Accounting Office; Linden C. Smith, KPMG Peat Marwick LLP, Martin A. Sullivan, American Enterprise Institute, and Donald C. Alexander, Akin, Gump, Strauss, Hauer and Feld, on behalf of the Pharmaceutical Research Manufacturers Association, all of Washington, D.C.; Paul Cherecwich, Jr., Thiokol Corporation, Ogden, Utah, on behalf of the Aerospace Industries Association; Marty Glick, Genentech, Inc., San Francisco, California, on behalf of the R&D/Section 861 Coalition; Robert S. Gregg, Sequent Computer Systems, Inc., Beaverton, Oregon, on behalf of the American Electronics Association; and Cliff Simpson, Novell, Inc., Salt Lake City, Utah, on behalf of the Working Group on Research and Development.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seven public bills, H.R. 1375–1381; one private bill, H.R. 1382; and two resolutions, H. Con. Res. 54 and H. Res. 127, were introduced.

Page 10173

Reports Filed: Reports were filed as follows:

H. Res. 125, providing for the consideration of H.R. 1271, to provide protection for family privacy (H. Rept. 104–97);

H. Res. 126, providing for the consideration of H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons (H. Rept. 104–98); and

Conference report on S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public (H. Rept. 104–99).

Pages 10147, 10161, 10173

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hastings of Washington to act as Speaker pro tempore for today.

Page 10100

Recess: House recessed at 1:11 p.m. and reconvened at 2:00 p.m.

Page 10107

Presidential Message—Alaska Minerals Resources: Read a message from the President wherein he transmits the 1994 Annual Report on Alaska's Mineral Resources—referred to the Committee on Resources.

Page 10111

Suspensions: House voted to suspend the rules and pass the following measures:

Fisherman's protection: H.R. 716, to amend the Fishermen's Protective Act (passed by a yea-and-nay vote of 384 yeas, Roll No. 280);

Pages 10111, 10140

U.S. citizens imprisoned in Iraq: H. Res. 120, amended, expressing the sense of the House of Representatives regarding American citizens held in Iraq (agreed to by a yea-and-nay vote of 399 yeas, Roll No. 281); and

Pages 10113, 10141

District of Columbia financial responsibility: H.R. 1345, amended, to eliminate budget deficits and management inefficiencies in the government of the District of Columbia Financial Responsibility and Management Assistance Authority.

Page 10115

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 244, the Paperwork Reduction Act of 1995.

Page 10140

Recess: House recessed at 3:59 p.m. and reconvened at 5:00 p.m.

Page 10140

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 10172

Senate Messages: Messages received from the Senate today appear on pages 10108, 10140.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 10140, 10141. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 8:39 p.m.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on Office of the Secretary, Office of the Solicitor, and on the Inspector General. Testimony was heard from the following officials of the Department of the Interior: Bonnie R. Cohen, Assistant Secretary, Policy, Management and Budget; and John D. Leshy, Inspector General.

MEDICARE SELECT POLICIES OFFERED IN STATES

Committee on Commerce: Ordered reported amended H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare Select policies to be offered in all States.

CHINESE PRISON SYSTEM

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on the Chinese Prison System. Testimony was heard from public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing on group preferences and the law. Testimony was heard from Mary Frances Berry, Chair, Commission on Civil Rights; and public witnesses.

FAMILY PRIVACY PROTECTION

Committee on Rules: Granted an open rule providing for one hour of general debate on H.R. 1271, Family Privacy Protection Act of 1995. Testimony was heard from Chairman Clinger and Representatives Horn, Souder, Collins of Illinois, and Maloney.

HOUSING FOR OLDER PERSONS

Committee on Rules: Granted an open rule providing for one hour of general debate on H.R. 660, Housing for Older Persons Act of 1995. Testimony was heard from Representative Canady of Florida.

MEDICARE END-STAGE RENAL DISEASE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on the Medicare End-Stage Renal Disease (Kidney Failure) Program. Testimony was heard from Helen L. Smits, M.D., Deputy Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

Joint Meetings

FORMER YUGOSLAVIA

Commission on Security and Cooperation on Europe: Commission met in closed session to receive a briefing on recent developments in Croatia, and Bosnia and Herzegovina.

Commission will meet again tomorrow.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through March 31, 1995

	Senate	*House*	*Total*
Days in session	59	53	
Time in session	488 hrs., 28′	486 hrs., 40′	
Congressional Record:			
Pages of proceedings	5023	4032	
Extensions of Remarks	..	753	
Public bills enacted into law	5	..	
Private bills enacted into law	..	..	
Bills in conference	4	2	
Measures passed, total	77	111	
Senate bills	11	6	
House bills	3	39	
Senate joint resolutions	0	..	
House joint resolutions	0	2	
Senate concurrent resolutions	0	..	
House concurrent resolutions	4	8	
Simple resolutions	59	56	
Measures reported, total	*40	*94	
Senate bills	13	..	
House bills	2	58	
Senate joint resolutions	2	..	
House joint resolutions	1	3	
Senate concurrent resolutions	2	..	
House concurrent resolutions	0	..	
Simple resolutions	20	33	
Special reports	5	..	
Conference reports	..	2	
Measures pending on calendar	30	16	
Measures introduced, total	795	1,636	
Bills	659	1,374	
Joint resolutions	31	85	
Concurrent resolutions	9	53	
Simple resolutions	96	124	
Quorum calls	2	8	
Yea-and-nay votes	128	62	
Recorded votes	..	209	
Bills vetoed	..	..	
Vetoes overridden	..	..	

*These figures include all measures reported, even if there was no accompanying report. A total of 23 reports have been filed in the Senate, a total of 96 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through March 31, 1995

Civilian nominations, totaling 162, disposed of as follows:

Confirmed	39
Unconfirmed	122
Withdrawn	1

Civilian nominations (FS, PHS, CG, NOAA), totaling 702, disposed of as follows:

Confirmed	696
Unconfirmed	6

Air Force nominations, totaling 9,890, disposed of as follows:

Confirmed	9,490
Unconfirmed	400

Army nominations, totaling 3,361, disposed of as follows:

Confirmed	2,627
Unconfirmed	734

Navy nominations, totaling 3,715, disposed of as follows:

Confirmed	884
Unconfirmed	2,831

Marine Corps nominations, totaling 886, disposed of as follows:

Confirmed	94
Unconfirmed	792

Summary

Total nominations received this session	18,716
Total confirmed	13,830
Total unconfirmed	4,885
Total withdrawn	1

Tuesday, April 4, 1995

Senate

Chamber Action

Routine Proceedings, pages 10185–10354

Measures Introduced: Twelve bills and four resolutions were introduced, as follows: S. 663–674, S. Res. 100–102, and S. Con. Res. 10.

Page 10241

Measures Reported: Reports were made as follows:

S. 384, to require a report on United States support for Mexico during its debt crisis, with an amendment in the nature of a substitute.

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1995". (S. Rept. No. 104–26)

Special Report entitled "Activities of the Committee on Governmental Affairs". (S. Rept. No. 104–27)

Page 10241

FEMA Supplemental Appropriations/Rescissions: Senate continued consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:

Pages 10196, 10214

Pending:

Hatfield Amendment No. 420, in the nature of a substitute.

Page 10196

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of aggregate annual assistance to any foreign entity using the Exchange Stabilization Fund established under section 5302 of title 31, United States Code, in an amount that exceeds $5 billion.

Page 10196

Murkowski/D'Amato Amendment No. 441 (to Amendment No. 427), of a perfecting nature.

Page 10196,

Daschle Amendment No. 445 (to Amendment No. 420), in the nature of a substitute.

Pages 10196, 10217

Dole (for Ashcroft) Amendment No. 446 (to Amendment No. 445), in the nature of a substitute.

Page 10196

Wellstone Amendment No. 450, to express the sense of the Senate that before the Senate votes on block granting WIC to States the Senate Committee on Agriculture, Nutrition, and Forestry should investigate whether there is any improper food industry lobbyists' involvement in the transfer of WIC into State controlled block grants.

Page 10199

Dole/McConnell Modified Amendment No. 451 (to Amendment No. 450), to establish debt restructuring and debt relief for Jordan.

Page 10202

A motion was entered to close further debate on Hatfield Amendment No. 420, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, April 6, 1995.

Page 10239

Senate will resume consideration of the bill on Wednesday, April 5, 1995.

Nominations Received: Senate received the following nominations:

Nancy Friedman Atlas, of Texas, to be United States District Judge for the Southern District of Texas.

John Garvan Murtha, of Vermont, to be United States District Judge for the District of Vermont.

George A. O'Toole, Jr., of Massachusetts, to be United States District Judge for the District of Massachusetts.

Leland M. Shurin, of Missouri, to be United States District Judge for the Western District of Missouri.

Messages From the House: **Page 10239**

Measures Placed on Calendar: **Page 10239**

Petitions: **Page 10240**

Executive Reports of Committees: **Page 10241**

Statements on Introduced Bills: **Page 10242**

Additional Cosponsors: **Page 10255**

Amendments Submitted: **Page 10257**

Authority for Committees: **Page 10257**

Additional Statements: **Page 10257**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:33 p.m., until 9:30 a.m., on Wednesday, April 5, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 10261.)

Committee Meetings

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on the market effects of Federal farm policy, receiving testimony from Senators Feingold and Kohl; Bob Bergland, Roseau, Minnesota, former Secretary of Agriculture; Mark Feight, Smith Barney, Inc., Southfield, Michigan; David C. Lyons, Louis Dreyfus Corporation, Washington, D.C.; Martin E. Abel, Abel, Daft, Earley & Ward International, Alexandria, Virginia; Robert D. Wellington, Agri-Mark, Inc., Lawrence, Massachusetts; Robert Amstrup, Northwood, North Dakota; and Blake Hurst, Westboro, Missouri.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense, focusing on Air Force programs, receiving testimony from Sheila E. Widnall, Secretary of the Air Force; and Gen. Ronald R. Fogleman, Chief of Air Force Staff.

Subcommittee will meet again on Thursday, April 6.

EDUCATION TECHNOLOGY

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held hearings to examine the role of technology in the American school system, receiving testimony from Madeleine Kunin, Deputy Secretary, Sharon P. Robinson, Assistant Secretary for Educational Research and Improvement, and Linda Roberts, Special Advisor for Education Technology, all of the Department of Education; Linda Morra, Director, Education and Employment Issues, General Accounting Office; Kathleen Fulton, Project Director, Office of Technology Assessment; Mississippi State Superintendent of Education Tom Burnham, Jackson; Jeanne Hayes, Quality Education Data, Denver, Colorado; Ann Miller, Eastman Kodak, Rochester, New York; Margaret G. Kelly, International Society for Technology in Education, San Marcos, California; Joan Miller, West Sylvan Middle School, Portland, Oregon; Beryl Jackson, PBS Mathline, Alexandria, Virginia; Gary Vance, Satellite Education Resources Consortium, Columbia, South Carolina; Walt Hindenlang and Ben Casados, both of the Hughes Electronics Galaxy Institute for Education, El Segundo, California; Carolyn Reid-Wallace, Corporation for Public Broadcasting, Washington, D.C.; and Joy Rouse, Parkway School District, St. Louis County, Missouri.

Subcommittee will meet again on Friday, April 28.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on Department of Energy national security issues, receiving testimony from Hazel R. O'Leary, Secretary of Energy.

Committee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Seapower held hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on surface shipbuilding programs and the Department of the Navy's plans for modernization and recapitalization, receiving testimony from Nora Slatkin, Assistant Secretary of the Navy for Research, Development and Acquisition; and Vice Adm. T.J. Lopez, USN, Deputy Chief of Naval Operations for Resources, Warfare Requirements and Assessments.

Subcommittee recessed subject to call.

PRODUCT LIABILITY

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Affairs, Foreign Commerce, and Tourism concluded hearings on S. 565, to regulate interstate commerce by providing for a uniform product liability law, after receiving testimony from Representatives Mink and Bilbray; Alabama State Representative Steve Flowers, Troy; Phyllis Greenberger, Society for the Advancement of Women Health Research, Helen Kirsch, Reed, Smith, Shaw & McClay, representing the Coalition for Uniform Product Liability Law, Theodore B. Olsen, Gibson, Dunn & Crutcher, David Weiner, American Bar Association, and Jonathan Massey, all of Washington, D.C.; Lucinda Finley, University of Buffalo School of Law, Buffalo, New York; Gail Armstrong, National Breast Implant Coalition, Dallas, Texas; M. Stuart Madden, Pace University School of Law, White Plains, New York; Art Kroetch, Scotchman Industries, Inc., Phillip, South Dakota, representing the Association for Manufacturing Technology; Pete Van DePutte, Jr., Dixie Flag Company, San Antonio, Texas; Stephen Daniels, American Bar Foundation, Chicago, Illinois; and Peggy Phillips, Falls Church, Virginia.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of Shirley Ann Jackson, of New Jersey, to be a Member of the Nuclear Regulatory Commission.

TRADE POLICY AGENDA

Committee on Finance: Committee held hearings to review the Administration's 1995 trade agenda and the 1994 Annual Report of the President of the United States on the Trade Agreements Program, receiving testimony from Michael Kantor, United States Trade Representative.

Hearings were recessed subject to call.

WESTERN HEMISPHERE DRUG CONTROL STRATEGY

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs held hearings to examine Western Hemisphere drug control strategy issues, receiving testimony from Robert S. Gelbard, Assistant Secretary of State for International Narcotics and Law Enforcement Affairs; Stephen H. Greene, Deputy Administrator, Drug Enforcement Administration, Department of Justice; Brian E. Sheridan, Deputy Assistant Secretary of Defense for Drug Enforcement Policy and Support; and John P. Walters, New Citizenship Project, and William J. Olson, National Strategy Information Center, both of Washington, D.C.

Subcommittee recessed subject to call.

EARNED INCOME TAX CREDIT

Committee on Governmental Affairs: Committee held hearings to examine tax refund fraud, focusing on the earned income tax credit and the Internal Revenue Service's efforts to detect and prevent erroneous claims, receiving testimony from Margaret Milner Richardson, Commissioner, Internal Revenue Service, Department of the Treasury; Lynda D. Willis, Associate Director, Tax Policy and Administration Issues, General Government Division, General Accounting Office; Finn M.W. Caspersen, Beneficial Corporation, Peapack, New Jersey; Daniel B. Grunberg, Jackson Hewitt Tax Service, Virginia Beach, Virginia; Daniel A. Stein, Federation for American Immigration Reform, Washington, D.C.; and Richard M. Hersch, West Palm Beach, Florida.

Hearings continue tomorrow.

CIVIL JUSTICE REFORM

Committee on the Judiciary: Committee concluded hearings on S. 671, to provide a fair and balanced resolution to the problem of multiple imposition of punitive damages, after receiving testimony from George L. Priest, Yale University Law School, New Haven, Connecticut; Theodore B. Olson, Gibson, Dunn & Crutcher, on behalf of the American Civil Justice Reform Group, and Victor E. Schwartz, Crowell & Moring, on behalf of the American Tort Reform Association, both of Washington, D.C.; and Stephen Daniels, American Bar Foundation, and Robert Creamer, Citizen Action, both of Chicago, Illinois.

SBA'S 8(A) PROGRAM

Committee on Small Business: Committee held hearings to examine Federal policies governing small, disadvantaged businesses and the success and problems associated with the Small Business Administration's 8(a) Minority Business Development Program, receiving testimony from Philip Lader, Administrator, Small Business Administration; Judy England-Joseph, Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; R. Noel Longuemare, Principal Deputy Under Secretary of Defense for Acquisitions and Technology; Steven Sims, National Minority Suppliers Development Council, and Arnold J. O'Donnell, O'Donnell Construction Company, on behalf of the Association of General Contractors; James B. Graham, FaxLand Corporation, Falls Church, Virginia; Santos F. Garza, Counter Technology, Inc., Bethesda, Maryland; Peter Homer, Jr., Systems Integration and Research, Inc., Arlington, Virginia, on behalf of the National Indian Business Association; Nancy E. Archuleta, Mevatec Corporation, Huntsville, Alabama, on behalf of the Latin American Management Association and the Council on Minority and Women-Owned Businesses; and Joshua I. Smith, MAXIMA Corporation, Lanham, Maryland.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Eleven public bills, H.R. 1383–1393; three private bills, H.R. 1394–1396; and two resolutions, H. Con. Res. 55–56, were introduced.
Page 10333

Reports Filed: One report was filed as follows: H. Res. 128, providing for consideration of H.R. 1215, to amend the Internal Revenue Code of 1986 to strengthen the American family and create jobs (H. Rept. 104–100).
Page 10333

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.
Page 10262

Recess: House recessed at 10:07 a.m. and reconvened at 11:00 a.m.
Page 10266

Journal: By a yea-and-nay vote of 369 yeas to 36 nays, with 1 voting "present", Roll No. 282, the House approved the Journal of Monday, April 3.
Page 10266

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, National Security, Small Business, Transportation and Infrastructure, and the Permanent Select Committee on Intelligence.
Page 10267

Suspensions: House voted to suspend the rules and pass the following measures:

Truth in Lending Act moratorium: H.R. 1380, to provide a moratorium on certain class action lawsuits relating to the Truth in Lending Act; and
Page 10275

Sexual crimes against children: H.R. 1240, amended, to combat crime by enhancing the penalties for certain sexual crimes against children (passed by a yea-and-nay vote of 417 yeas, Roll No. 283).
Page 10277

Family Privacy Protection: By a recorded vote of 418 ayes to 7 noes, Roll No. 287, the House passed H.R. 1271, to provide protection for family privacy.
Page 10284

Agreed to the committee amendment in the naure of a substitute.

Page 10296

Agreed to the Souder amendment en bloc that requires that written consent to be obtained before requesting a minor's participation in a survey or questionnaire; removes the $500 limit on monetary damages that an individual can claim; and removes the exemption from the requirement for tests intended to measure academic performance (agreed to by a recorded vote of 379 ayes to 46 noes, Roll No. 285).

Page 10286

Rejected the Dornan amendment en bloc that sought to prohibit any person to require or otherwise seek the response of a minor to a survey or questionnaire (rejected by a recorded vote of 131 ayes to 291 noes, Roll No. 286).

Page 10292

H. Res. 125, the rule under which the bill was considered was agreed to earlier by a yea-and-nay vote of 423 yeas to 1 nay, Roll No. 284.

Page 10281

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

Page 10297

Bill Re-referral: The joint resolution, H.J. Res. 70, authorizing the Alpha Phi Alpha Fraternity to establish a memorial to Martin Luther King, Jr., in the District of Columbia or its environs, originally referred to the Committee on House Oversight, was re-referred to the Committee on Resources.

Page 10299

Committees To Sit: The following committees and their subcommittees received permission to sit on Wednesday, April 4, during proceedings of the House under the 5-minute rule: Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Judiciary, Resources, Small Business, and Transportation and Infrastructure.

Page 10299

Senate Messages: Messages received from the Senate today appear on page 10267.

Quorum Calls—Votes: Three yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 10266, 10280, 10283, 10292, 10295, 10296. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 9:09 p.m.

Commi *Meetings*

COMMODITY
AUTHORIZATIURES TRADING COMMISSION

Committee on Agricultu

extend the authorization lered reported H.R. 618, to modity Futures Trading Cpropriations for the Com-
2000.
sion through fiscal year

AGRICULTURE, RURAL DEV
AND RELATED AGENCIES APPMENT, FDA,
ATIONS

Committee on Appropriations: Subcommitte
Rural Development, Food and Drug Adm griculture,
Related Agencies continued appropriation he on, and
mony was heard from Members of Congress a Testi-
witnesses.
lic

COMMERCE, JUSTICE, STATE, AND JUDICIAR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary (and Related Agencies) held a hearing on NOAA, SEC, and on the Commission on Civil Rights. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; Arthur Levitt, Jr., Chairman, SEC; and Mary Frances Berry, Chair, Commission on Civil Rights.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Security Assistance/State and DOD. Testimony was heard from Walt Slocomb, Under Secretary, Policy, Department of Defense; Lynn Davis, Under Secretary, Arms Control and International Security Affairs, Department of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on Natural Resources. Testimony was heard from public witnesses.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) held a hearing on Corporation for National and Community Service and Federal Mediation and Conciliation Service, Federal Mine Safety and Health Review Commission, National Commission on Libraries, and on the National Council on Disability. Testimony was heard from Eli J. Segal, Chairman and Executive Officer, Corporation for National and Community Service; John Calhoun Weils, Director, Federal Mediation and Conciliation Service; Mary Lu Jordan, Chairman, Federal Mine Safety and Health Review Commission; Jeanne Hurley Simon, Chairperson, National Commission on Libraries; and

Marcia Bristo, Chairperson, National Council on Disability.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction met in executive session to hold a hearing on Arabian Gulf Construction Program. Testimony was heard from Gen. J.H. Binford Peay III, USA, Commander in Chief, Central Command, Department of Defense.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Fiscal Year 1996/97 Navy/Marine Corps Budget Overview. Testimony was heard from the following officials of the Department of Defense: John H. Dalton, Secretary of the Navy; Adm. Jeremy M. Boorda, USN, Chief, Naval Operations; and Gen. Carl E. Mundy, Jr., USMC, Commandant of the Marine Corps.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs and Housing and Urban Development, and Independent Agencies continue appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Continued hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MEDICAID; PROGRAM IN NEED OF REFORM

Committee on the Budget: Held a hearing on Medicaid: A Program in Need of Reform. Testimony was heard from June O'Neill, Director, CBO; Charles Bowsher, Comptroller General, GAO; Michael Mangano, Principal Deputy Inspector General, Department of Health and Human Services; and the following officials of the Department of Justice: Daniel Anderson, Assistant Attorney General, Director, Medicaid Fraud Control Unit; and Tom Kubic, Section Chief, White Collar Crime, FBI.

IDENTIFYING CONFLICTS AND INCONSISTENCIES IN WORKPLACE REGULATIONS

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Identifying Conflicts and Inconsistencies in Workplace Regulations. Testimony was heard from Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB: and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the Department of Labor: Opportunities for Cost Savings. Testimony was heard from Charles Masten, Inspector General, Department of Labor; Clarence Crawford, Associate Director, Education and Employment Issues, GAO; and public witnesses.

FEDERAL ELECTION COMMISSION AUTHORIZATION

Committee on House Oversight: Ordered reported H.R. 1372, to authorize appropriations for the Federal Election Commission for fiscal year 1996.

Prior to this action, the Committee held a hearing on this measure. Testimony was heard from the following officials of the FEC: Danny Lee McDonald, Chairman; Lee Ann Elliott, Vice Chairman and Finance Committee Chairman; and John Warren McGarry, Commissioner; and public witnesses.

STATE DEPARTMENT REORGANIZATION

Committee on International Relations: Held a hearing on State Department Reorganization. Testimony was heard from Richard Moose, Under Secretary, Management, Department of State; J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; John Holum, Director, U.S. Arms Control and Disarmament Agency; and Joseph Duffey, Director, U.S. Information Agency.

ADMINISTRATION'S INTERNATIONAL AFFAIRS BUDGET REQUEST

Committee on International Relations: Held a hearing on the Administration's International Affairs Budget Request for Fiscal Year 1996. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Installations and Facilities continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on the quality of military family housing, barracks and dormitories on military installations. Testimony was heard from the following officials of the Department of Defense: Joshua Gotbaum, Assistant Secretary, Economic Security; Brig. Gen. Robert L. Herndon, USA, Director, Facilities and Housing Directorate, Office of the Assistant Chief of Staff, Installation Management, Department of the Army; RAdm. Jack E. Buffington, USN, Commander, Naval Facilities Engineering Command, Department of the Navy; Brig Gen. Thomas A. Braaten, USMC, Director Facilities Services Division, Installations and Logistics Department, U.S. Marine Corps; Maj. Gen. James McCarthy, USAF, Air Force Civil Engineer, Department of the Air Force; Sgt. Maj. Richard Kidd, USA; Master Chief Petty Officer John Hagan, USN; Sgt. Maj. Harold G. Overstreet, USMC; and CMSgt. David J. Campanale, USAF.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on manning the force. Testimony was heard from the following officials of the Department of the Army: Maj. Gen. Wallace C. Arnold, USA, Assistant Deputy Chief of Staff, Personnel; and Maj. Gen. Gerald Putman, USA, Assistant Deputy Chief of Staff, Operations and Plans, and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Research and Development continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on ballistic missile defense. Testimony was heard from Lt. Gen. Malcolm O'Neill, USA, Director, Ballistic Missile Defense Organization, Department of Defense.

THE CONTRACT WITH AMERICA TAX RELIEF ACT OF 1995

Committee on Rules: Granted, by a recorded vote of 9 to 4, a modified closed rule. The rule waives all points of order against the bill (see next paragraph for an explanation of known waivers needed). The rule provides four hours of general debate, with two-hours allocated to the Ways and Means Committee, and one-hour each to the Budget and Commerce committees. The rule makes in order the text of H.R. 1327, as modified by the amendment printed in the Committee report, as the base bill for amendment purposes. All points of order against the amendment are waived. The rule makes in order one amendment in the nature of a substitute by Representative Gephardt of Missouri which is non-amendable but subject to one hour of debate. All points of order are waived against the Gephardt amendment. Finally, the rule provides one motion to recommit, with or without instructions.

Two Budget Act points of order lie against the bill: section 303(a) for revenue changes preempting the coming budget resolution for fiscal year 1996; and section 311(a) for breaching the five-year revenue floor. Those points of order would also lie against the amendment in the nature of a substitute made in order as base text as well as the Gephardt substitute. In addition, both substitutes require a waiver of clause 7 of rule XVI, germaneness, since they contain matters from unrelated bills to offset the revenue losses; and the base text substitute requires a waiver of clause 5(a) of rule XXI, prohibiting appropriations in a legislative bill, because of its disposition of the Uranium Enrichment Corporation appropriations. Because all three vehicles may have other vulnerabilities, the Committee waived all points of order out of caution.

SBA—OFFICE OF ADVOCACY

Committee on Small Business: Held a hearing on the Office of Advocacy of the SBA. Testimony was heard from Jere W. Glover, Chief Counsel for Advocacy, SBA; the following former Chief Counsels for Advocacy, SBA: Milton D. Stewart; Frank S. Swain; and Thomas P. Kerester; and public witnesses.

CLEAN WATER AMENDMENTS

Committee on Transportation and Infrastructure: Began markup of H.R. 961, Clean Water Amendments of 1995.

Will continue tomorrow.

COVERT ACTION

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Covert Action. Testimony was heard from departmental witnesses.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate-and House-passed versions of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, but did not complete action thereon, and recessed subject to call.

GENOCIDE IN BOSNIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings to examine the extent to which ethnic cleansing, destruction of cultural sites, and associated war crimes in Bosnia and Herzegovina and other parts of the former Yugoslavia constitute genocide, receiving testimony from M. Cherif Bassiouni, DePaul University, Chicago, Illinois; Andras J. Riedlmayer, Harvard University, Cambridge, Massachusetts; Roy Gutman, Newsday, Alexandria, Virginia; and David Rieff, New York, New York.

Commission will meet again on Thursday, April 6.

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Wednesday, April 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 10355–10655

Measures Introduced: Nine bills and three resolutions were introduced, as follows: S. 675–683, and S. Res. 103–105.

Page 10413

Measures Reported: Reports were made as follows:

S. 510, to extend the authorization for certain programs under the Native American Programs Act of 1974, with an amendment in the nature of a substitute. (S. Rept. No. 104–28)

Page 10413

Measures Passed:

National 4-H Day: Committee on the Judiciary was discharged from further consideration of S. Res. 100, to proclaim April 5, 1995, as National 4-H Day, and the resolution was then agreed to.

Page 10408

FEMA Supplemental Appropriations/Rescissions: Senate continued consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:

Page 10412

Adopted:

Wellstone Amendment No. 450, to express the sense of the Senate that before the Senate votes on block granting WIC to States the Senate Committee on Agriculture, Nutrition, and Forestry should investigate whether there is any improper food industry lobbyists' involvement in the transfer of WIC into State-controlled block grants.

Page 10412

Dole/McConnell Modified Amendment No. 451 (to Amendment No. 450), to establish debt restructuring and debt relief for Jordan.

Page 10412

Pending:

Hatfield Amendment No. 420, in the nature of a substitute.

Page 10412

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of aggregate annual assistance to any foreign entity using the exchange stabilization fund established under section 5302 of title 31, United States Code, in an amount that exceeds $5 billion.

Page 10412

Murkowski/D'Amato Amendment No. 441 (to Amendment No. 427), of a perfecting nature.

Page 10412

Daschle Amendment No. 445 (to Amendment No. 420), in the nature of a substitute.

Page 10412

Dole (for Ashcroft) Amendment No. 446 (to Amendment No. 445), in the nature of a substitute.

Page 10412

Senate will resume consideration of the bill on Thursday, April 6, 1995, with a vote on a motion to close further debate on Hatfield Amendment No. 420 to occur thereon at 2 p.m.

Messages From the House: **Page 10413**

Measures Referred: **Page 10413**

Measures Placed on Calendar: **Pages 10370, 10413**

Statements on Introduced Bills: **Page 10413**

Additional Cosponsors: **Page 10427**

Amendments Submitted: **Page 10432**

Authority for Committees: **Page 10465**

Additional Statements: **Page 10465**

Recess: Senate convened at 9:30 a.m., and recessed at 9:11 p.m., until 9:30 a.m., on Thursday, April 6, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 10469)

Committee Meetings

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996 for the National Aeronautics and Space Administration, receiving testimony from Daniel S. Goldin, Administrator, National Aeronautics and Space Administration.

Subcommittee will meet again on Wednesday, May 3.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Floyd P. Horn, Acting Under Secretary, Research, Education, and Economics; R. D. Plowman, Administrator, Agricultural Research Service; William Carlson, Acting Administrator, Cooperative State Research, Education, and Extension Service, John C. Dunmore, Acting Administrator, Economic Research Service; Donald Bay, Administrator, National Agricultural Statistics Service; and Michael L. Young, Director, Budget Control and Analysis Division, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, April 26.

APPROPRIATIONS—INS/BUREAU OF PRISONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearing on proposed budget estimates for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Doris Meissner, Commissioner, Immigration and Naturalization Service, and Kathleen Hawk, Director, Federal Bureau of Prisons, both of the Department of Justice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FAA

Committee on Appropriations: Subcommittee on Transportation held hearings on proposed budget estimates for fiscal year 1996 for the Federal Aviation Administration, receiving testimony from David Russell Hinson, Administrator, Federal Aviation Administration, Department of Transportation.

Subcommittee will meet again on Thursday, April 27.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the Department of Defense Quality of Life Programs, receiving testimony from Frederick F.Y. Pang, Assistant Secretary of Defense for Force Management Policy; Gen. John H. Tilelli, Jr., USA, Vice Chief of Army Staff; Adm. Stanley R. Arthur, USN, Vice Chief of Naval Operations; Lt. Gen. Billy J. Boles, USAF, Vice Commander, Air Education and Training Command, U.S. Air Force; Gen. Richard D. Hearney, USMC, Assistant Commandant, U.S. Marine Corps; and Col. Paul W. Aracari, USAF (Ret.), and Lt. Commander Virginia M. Torsch, USNR, both of The Retired Officers Association, Sgt. Maj. Michael F. Quellette, USA (Ret.), The Non-Commissioned Officers Association, and Sydney T. Hickey, National Military Family Association, all of Alexandria, Virginia.

Subcommittee recessed subject to call.

NATO

Committee on Armed Services: Subcommittee on Airland Forces held hearings on the future of the North Atlantic Treaty Organization (NATO), receiving testimony from Walter B. Slocombe, Under Secretary of Defense for Policy; Lt. Gen. Wesley K. Clark, USA, Director for Strategic Plans and Policy (J–5), Office of the Joint Chiefs of Staff; and Richard Holbrooke, Assistant Secretary of State for European and Canadian Affairs.

Subcommittee recessed subject to call.

FEDERAL FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forest and Public Land Management resumed oversight hearings to review Federal forest management issues, focusing on the status of national forest plan revisions and the Administration's development of ecoregion-based biological assessments, receiving testimony from Jack Ward Thomas, Chief, Gray Reynolds, Deputy Chief, National Forest System; Jim Perry, Office of General Counsel; Chris Risbrudt, Acting Director, Ecosystem Management; Jeff Blackwood and Steven Mealey, Directors, Interior Columbia Basin Ecosystem Management Project; Forrest Carpenter, Director, Southern Appalachian Assessment; and James Space, Director, Sierra Nevada Assessment, all of the Forest Service, Department of Agriculture; Mark Rasmussen, Timber Data Company, Eugene, Oregon; Michael Anderson, Seattle, Washington, and Louis Blumberg, San Francisco, California, both of The Wilderness Society; Jeff Kessler, Biodiversity Associates, Laramie, Wyoming; James C. Geisinger, Northwest Forestry Association, and Rick Brown, National Wildlife Federation, both of Portland, Oregon; Bill Snyder, Fibreboard Corporation, Standard, California; Dave Van De Graaff, Boise Cascade Corporation, Emmett, Idaho; Jack Swanner, T & S Hardwoods, Sylva, North Carolina; and James E. Loesel, Southern Appalachia Forest Coalition, Roanoke, Virginia.

Hearings will continue on Wednesday, April 26.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment resumed oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act (P.L. 102–426), focusing on Superfund cleanup standards, receiving testimony from Elliott P. Laws, Assistant Administrator, Office of Solid Waste and Emergency Response, Environmental Protection Agency; Curtis C. Travis, Oak Ridge National Laboratory, Oak Ridge, Tennessee; Steven J. Milloy, National Environmental Policy Institute, and Linda E. Greer, Natural Resources Defense Council, both of Washington, D.C.; Philip J. O'Brien, New Hampshire Department of Environmental Services, Concord; Milton Russell, University of Tennessee, Knoxville; Michael S. Parr, DuPont Company, Wilmington, Delaware, on behalf of the Chemical Manufacturers Association; Richard A. Brown, Groundwater Technology, Inc., Trenton, New Jersey, on behalf of the Biotechnology Industry Organization and Groundwater Technology, Inc.; Robert W. Frantz, General Electric Company, Fairfield, Connecticut; Paul A. Miskimin, Jacobs Engineering Group Inc., Pasadena, California; and Marcia E. Williams, Williams and Vanino, Inc., Los Angeles, California.

Hearings were recessed subject to call.

TAX REFORM: FLAT TAX

Committee on Finance: Committee held hearings to discuss issues relating to flat tax rate proposals, receiving testimony from Senators Mack and Shelby; Alan J. Auerbach, University of California, Berkeley; Bruce Bartlett, National Center for Policy Analysis, Alexandria, Virginia; and Joel B. Slemrod, University of Michigan, Ann Arbor.

Hearings were recessed subject to call.

EARNED INCOME TAX CREDIT

Committee on Governmental Affairs: Committee continued hearings to examine tax refund fraud, focusing on the earned income tax credit and the Internal Revenue Service's efforts to detect and prevent erroneous claims, receiving testimony from Senator Nickles; Leslie B. Samuels, Assistant Secretary of the Treasury for Tax Policy;

Ismael Gonzalez, New York, New York, former Special Assistant United States Attorney; Deborah Walker, American Institute of Certified Public Accountants, Marvin H. Kosters, American Enterprise Institute, and Robert Greenstein, Center on Budget and Policy Priorities, all of Washington, D.C.; George K. Yin, University of Virginia School of Law, Charlottesville; John Karl Scholz, University of Wisconsin, Madison; and Donald R. Huston, Dover, Delaware.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Maxine M. Chesney, to be United States District Judge for the Northern District of California; Curtis L. Collier, to be United States District Judge for the Eastern District of Tennessee; Eldon E. Fallon, to be United States District Judge for the Eastern District of Louisiana; Joseph Robert Goodwin, to be United States District Judge for the Southern District of West Virginia; and Joe Bradley Pigott, to be United States Attorney for the Southern District of Mississippi.

Also, committee began markup of S. 343, to reform the Federal regulatory process, but did not complete action thereon, and will continue tomorrow.

BASEBALL ANTITRUST REFORM

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition approved for full committee consideration S. 627, to require the general application of the antitrust laws to major league baseball.

FDA

Committee on Labor and Human Resources: Committee held hearings to examine activities of the Food and Drug Administration, focusing on the challenges and opportunities facing the pharmaceutical, biotech, medical device, and food industries, and FDA's regulation of these industries, receiving testimony from Charles C. Edwards, Scripps Research Institute, La Jolla, California, former Commissioner, Food and Drug Administration; Mark Novitch, George Washington University Medical Center, Washington, D.C., former Acting Commissioner, Food and Drug Administration; Edward M. Scolnick, Merck and Company, Inc., West Point, Pennsylvania; George B. Rathmann, ICOS Corporation, Bothell, Washington; David M. Steinhaus, Mid America Heart Institute, Kansas City, Missouri; and Michael W. Pariza, University of Wisconsin, Madison.

Hearings continue tomorrow.

INDIAN WELFARE

Committee on Indian Affairs: Committee concluded oversight hearings to discuss Federal funding to Indian tribal governments for welfare and social service programs, after receiving testimony from Mary Jo Bane, Assistant Secretary for Children and Families, and George F. Grob, Deputy Inspector General for Evaluation and Inspections, both of the Department of Health and Human Services; New Mexico State Representative Nick Salazar, Santa Fe; Bobby Whitefeather, Red Lake Band of Chippewa Indians, Red Lake, Minnesota; Beltrami County Commissioner Richard P. Florhaug, Bemidji, Minnesota; Harry D. Early, All Indian Pueblo Council, Inc., Albuquerque, New Mexico; Mark Mercier, Confederated Tribes of the Grand Ronde, Grand Ronde, Oregon; Joan Rebar, Sac and Fox Nation of Missouri, Reserve, Kansas, on behalf of the United Tribes of Kansas and Southeast Nebraska and the Native American Family Services; Thomas E. Atcitty, Navajo Nation, Window Rock, Arizona; and Merle Boyd, Sac and Fox Nation, Stroud, Oklahoma.

GUATEMALA

Select Committee on Intelligence: Committee held hearings to examine United States policy in Guatemala, focusing on allegations of United States involvement in the murders of two individuals in Guatemala, receiving testimony from Alexander F. Watson, Assistant Secretary of State for Inter-American Affairs; Adm. William O. Studeman, Acting Director of Central Intelligence; Col. Allen C. Cornell, USA (Ret.), former United States Defense Attache in Guatemala; and Carole DeVine and Jennifer Harbury, widows of slain individuals.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 1397–1419; 1 private bill, H.R. 1420; and 2 resolutions, H. Con. Res. 57, and H. Res. 131 were introduced.

Page 10633

Reports Filed: Reports were filed as follows:

H. Res. 129, waiving points of order against the conference report to accompany H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995 (H. Rept. 104–102); and

H. Res. 130, providing for the consideration of H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare Select policies to be offered in the States (H. Rept. 104–103).

Pages 10627, 10632

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Camp to act as Speaker pro tempore for today.

Page 10470

Journal: By a yea-and-nay vote of 384 yeas to 27 nays with 2 voting "present", Roll No. 288, the House approved the Journal of Tuesday, April 4.

Page 10470

Tax Fairness and Deficit Reduction: By a recorded vote of 246 ayes to 188 noes, Roll No. 295, the House passed H.R. 1215, to amend the Internal Revenue Code of 1986 to strengthen the American family and create jobs.

Page 10616

Agreed to the Archer motion to table an appeal of a ruling of the chair (agreed to by a recorded vote of 228 ayes to 204 noes, Roll No. 294).

Page 10614

Rejected the Gephardt motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing amendments providing that the retirement system be changed only for Members of Congress; delete tax benefits other than a middle class family tax credit; and that family tax credits be contingent upon successful deficit reduction (rejected by a recorded vote of 168 ayes to 265 noes, Roll No. 293).

Page 10612

Agreed to the amendment in the nature of a substitute (text of H.R. 1327) made in order by the rule.

Page 10609

Rejected the Gephardt amendment in the nature of a substitute that sought to provide tax deductions for low-income families to support costs of higher education; create a new type of savings bonds called "Guaranteed Education Plan Bonds"; provide for penalty-free withdrawal of current IRAs to pay for higher education costs, raise the eligibility limit to $85,000 for couples filing a joint return and to $60,000 for single taxpayers and phase in an additional $2,000 deduction contribution for spouses; establish a new nondeductible tax-free IRA subject to current law income eligibility requirements; delay the effective dates of these tax provisions until the Office of Management and Budget certified the Federal budget will be balanced by fiscal year 2002 and suspends them if the Federal budget deficit does not meet specific reduction targets; extend the PAYGO provision through fiscal year 2000 and reduce mandatory caps on discretionary spending for fiscal years 1996–1998 and extend them through fiscal year 2000; permit the Internal Revenue Service to tax estates of expatriates who renounce their citizenship; and establish new reporting requirements for residents and citizens who move assets into or receive income from foreign trusts (rejected by a recorded vote of 119 ayes to 313 noes, Roll No. 292).

Page 10587

H. Res. 128, the rule under which the bill was being considered, was agreed to earlier by a recorded vote of 228 ayes to 204 noes, Roll No. 290. Agreed to order the previous question on the resolution by a yea-and-nay vote of 230 yeas to 203 nays, Roll No. 289.

Page 10483

Committees to Sit: The following committees and their subcommittees received permission to sit on Thursday, April 6, during the proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Government Reform and Oversight, International Relations, Judiciary, National Security, Small Business, Transportation and Infrastructure, and Veterans' Affairs.

Page 10627

Senate Messages: Messages received from the Senate today appear on page 10471.

Quorum Calls—Votes: One quorum call (Roll No. 291), two yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 10470, 10503, 10504, 10605, 10608, 10612, 10614, 10616.

Adjournment: Met at 11:00 a.m. and adjourned at 12:00 a.m. on Thursday, April 6.

Committee Meetings

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies concluded appropriation hearings. Testimony was heard from Dan Glickman, Secretary of Agriculture.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary (and Related Agencies) held a hearing on Overview of International Trade Promotion and Enforcement Programs. Testimony was heard from Ambassador Michael Kantor, U.S. Trade Representative; the following officials of the Department of Commerce: Jeffrey E. Garten, Under Secretary, International Trade; Greg Farmer, Under Secretary, Travel and Tourism; William S. Reinsch, Under Secretary, Export Administration; and Susan Esserman, Assistant Secretary, Import Administration, International Trade Administration; Mary Jean Ryan, Associate Deputy Administrator, Economic Development, SBA; and Peter S. Watson, Chairman, U.S. International Trade Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on the National Endowment for the Arts. Testimony was heard from Jane Alexander, Chairman, National Endowment for the Arts, National Foundation for the Arts and the Humanities.

LABOR, HHS, AND EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related

Agencies) held a hearing on National Mediation Board and Railroad Retirement Board, Occupational Safety and Health Review Commission, Physician Payment Review Commission, and on the Prospective Payment Assessment Commission. Testimony was heard from Ernest W. DuBester, Chairman, National Mediation Board; Glen L. Bower, Chairman, Railroad Retirement Board; Stuart E. Weisberg, Chairman, Occupational Safety and Health Review Commission; John M. Gisenberg, M.D., Chairman, Physician Payment Review Commission; and Stuart A. Altman, Chairman, Prospective Payment Assessment Commission.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Russian and other Submarine Threats and Navy Submarine Programs. Testimony was heard from Ken Knight, Deputy, National Intelligence Officer, General Purpose Forces, National Intelligence Council; and the following officials of the Department of the Navy: Nora Slatkin, Assistant Secretary (Research, Development and Acquisition); Adm. Bruce LeMars, USN, Director, Naval Nuclear Propulsion; and Vice Adm. T. Joseph Lopez, USN, Deputy Chief of Naval Operations (Resources, Warfare Requirements and Assessment).

The Subcommittee also held a hearing on Submarine Industry Perspectives. Testimony was heard from public witnesses.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, Housing and Urban Development and Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Concluded hearings on the following: H.R. 1062, Financial Services Competitiveness Act of 1995; Glass-Steagall Reform; and related issues. Testimony was heard from Paul A. Volcker, former Chairman, Board of Governors, Federal Reserve System; and public witnesses.

RYAN WHITE CARE ACT REAUTHORIZATION

Committee on Commerce: Subcommittee on Health and Environment held a hearing on the reauthorization of the Ryan White CARE Act. Testimony was heard from Representatives Gunderson and Barrett of Wisconsin; Philip R. Lee, M.D., Assistant Secretary, Health, Department of Health and Human Services; William Scanlon, Associate Director, Medicaid and Intergovernmental Relations, Health, Education and Human Services Division, GAO; Diana Jones-Ritter, Deputy Director, Office of Public Health, Department of Health, State of New York; and public witnesses.

NULLIFY EXECUTIVE ORDER PROHIBITING FEDERAL CONTRACTS WITH COMPANIES HIRING PERMANENT REPLACEMENTS FOR STRIKING EMPLOYEES

Committee on Economic and Educational Opportunities: Held a hearing on Executive Order 12954, and H.R. 1176, to nullify an Executive order that prohibits Federal contracts with companies that hire permanent replacements for striking employees. Testimony was heard from public witnesses.

CONTRACTING OUT

Committee on Government Reform and Oversight: Subcommittee on Civil Service continued hearings on Contracting Out: Part 2. Testimony was heard from Delegate Norton; and public witnesses.

FRANKING REFORM

Committee on House Oversight: Held a hearing on Franking Reform. Testimony was heard from Representatives Upton, Davis, Hutchinson, Goss, Castle, Greenwood, LaHood, and Portman; and public witnesses.

SENSE OF CONGRESS RESOLUTION—VISIT BY PRESIDENT OF CHINA; ADMINISTRATION'S INTERNATIONAL AFFAIRS BUDGET REQUEST

Committee on International Relations: Ordered reported amended H. Con. Res. 53, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States.

The Committee also continued hearings on the Administration's International Affairs Budget Request. Testimony was heard from public witnesses.

SENSE OF CONGRESS RESOLUTION—VISIT BY PRESIDENT OF THE REPUBLIC OF CHINA

Committee on International Relations: Subcommittee on Asia and the Pacific approved for full Committee action amended the following measures: H. Con. Res. 53, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States; and H.J. Res. 83, relating to the United States—North Korea Agreed Framework and the obligations of North Korea under that and previous agreements with respect to the denuclearization of the Korean Peninsula and dialog with the Republic of Korea.

CASES CHALLENGING CONSTITUTIONALITY OF MEASURES PASSED BY STATE REFERENDUM BE HEARD BY THREE-JUDGE COURT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 1170, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a three-judge court. Testimony was heard from Harry T. Edwards, Chief Judge, U.S. Court of Appeals, District of Columbia Circuit; and public witnesses.

GOVERNMENT POLICIES ASSOCIATED WITH THE SECOND AMENDMENT

Committee on the Judiciary: Subcommittee on Crime continued hearings on Gun Laws, Part 2, the Right to Keep and Bear Arms. Testimony was heard from public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on the impact of illegal immigration on public benefit programs and the American labor force. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported amended the following bills: H.R. 541, Atlantic Tunas Convention Act of 1995; H.R. 1139, to amend the Atlantic Striped Bass Conservation Act; H.R. 1141, Sikes Act Improvement Amendments of 1995; H.R. 1175, Marine Resources Revitalization Act of 1995; and H.R. 1266, Greens Creek Land Exchange Act of 1995.

RONGELAP RECOVERY AND COMMUNITY SELF-RELIANCE ACT

Committee on Resources: Subcommittee on Native American and Insular Affairs approved for full Committee action amended H.R. 1332, Rogelap Recovery and Community Self-Reliance Act.

DEFENSE SUPPLEMENTAL; RESCISSIONS

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995; and against its consideration. Testimony was heard from Chairman Livingston and Representative Young of Florida.

MEDICARE SELECT POLICIES OFFERED IN STATES

Committee on Rules: By a recorded vote of 7 to 4, granted a modified closed rule providing for one hour of general debate on H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare Select policies to be offered in all States. The rule waives clause 2(l)(6) of rule XI (requiring three-day availability of committee reports) against consideration of the bill. The rule makes in order the text of H.R. 1391 as an original bill for amendment purposes. The rule provides for one amendment in the nature of a substitute by Representative Dingell of Michigan or a designee, which is not amendable and subject to one hour of debate. The rule provides one motion to recommit, with or without instructions. The rule permits the filing of the report by the Committee on Commerce on H.R. 483 at any time. Testimony was heard from Chairman Bliley and Representatives Johnson of Connecticut, Dingell, Waxman, and Furse.

SBA'S SURETY BOND PROGRAM

Committee on Small Business: Subcommittee on Procurement, Exports, and Business Opportunities held a hearing on the SBA's Surety Bond Program. Testimony was heard from Jim Wells, Associate Director, Housing and Community Development Issues, GAO; Dorothy D. Kleeschulte, Associate Director, Surety Guarantees, SBA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

COAST GUARD AUTHORIZATION ACT; PIPELINE SAFETY ACT; CLEAN WATER AMENDMENTS

Committee on Transportation and Infrastructure: Ordered reported amended the following bills: H.R. 1361, Coast Guard Authorization Act for Fiscal Year 1996; and H.R. 1323, Pipeline Safety Act of 1995.

The Committee also continued markup of H.R. 961, Clean Water Amendments of 1995.

Will continue tomorrow.

Joint Meetings

MINIMUM WAGE

Joint Economic Committee: Committee resumed hearings to examine issues relating to a proposed increase in the minimum wage, receiving testimony from Richard Berman, Employment Policies Institute, and Gary Burtless, Brookings Institution, both of Washington, D.C.; David Neumark, Michigan State University, East Lansing; Daniel S. Hamermesh, University of Texas, Austin; and Bruce Blakeman, The Wirthlin Group, McLean, Virginia.

Hearings were recessed subject to call.

CRISIS IN RWANDA AND BURUNDI

Joint Hearing: Senate Committee on Foreign Relations' Subcommittee on African Affairs concluded joint hearings with the House Committee on International Relations' Subcommittee on African Affairs to examine the current crisis situation in Rwanda and Burundi, after receiving testimony from Senator Simon; Townsend B. Friedman, Jr., Special Coordinator for Rwanda, and Arlene Ronder, Director, Office of Central African Affairs, both of the Department of State; Herman J. Cohen, Global Coalition for Africa, and Julia Taft, American Council for Voluntary International Action, both of Washington, D.C.; and Alison Des Forges, Human Rights Watch/Africa, New York, New York.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.

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Thursday, April 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 10656–11037

Measures Introduced: Twenty-seven bills and four resolutions were introduced, as follows: S. 684–710, S. Res. 106–108, and S.J. Res. 32.

Page 10869

Measures Reported: Reports were made as follows:

S. 349, to reauthorize appropriations for the Navajo-Hopi Relocation Housing Program. (S. Rept. No. 104–29)

Page 10869

Measures Passed:

FEMA Supplemental Appropriations/Rescissions: By a unanimous vote of 99 yeas (Vote No. 132), Senate passed H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, after taking action on amendments proposed thereto, as follows:

Pages 10737, 10763, 10770

Adopted:

(1) Hatfield Amendment No. 420, in the nature of a substitute.

Pages 10737, 10846

(2) By 96 yeas to 4 nays (Vote No. 128), Kennedy Amendment No. 448 (to Amendment No. 420), to express the sense of the Senate regarding tax avoidance by certain former citizens of the United States.

Pages 10771, 10833

(3) Bumpers Amendment No. 567 (to Amendment No. 420), to make $10 million of nutrition services and administration funds for WIC to promote immunizations.

Page 10788

(4) Gorton Amendment No. 569 (to Amendment No. 420), to delete a proposed $3 million rescission to the Fish and Wildlife Service in the Endangered Species Act.

Page 10790

(5) Gorton Amendment No. 570 (to Amendment No. 420), to allow grazing permits, that expired in 1994 and in 1995 before the date of enactment and were not replaced due to National Environmental Policy Act requirements, to be reinstated or extended.

Page 10790

(6) Gorton Amendment No. 571 (to Amendment No. 420), to make a technical correction to clarify that funds proposed for rescission are from multiple prior year unobligated balances.

Page 10790

(7) Gorton (for Murkowski) Amendment No. 572 (to Amendment No. 420), to rescind $150,000 of the appropriation for the Office of Aircraft Service of the Department of the Interior.

Page 10790

(8) Gorton (for Stevens) Amendment No. 573 (to Amendment No. 420), regarding environmental impact statements relating to certain timber sales.

Page 10790

(9) Hollings Amendment No. 574 (to Amendment No. 420), to restore funding for certain National Aeronautics and Space Administration and Department of Commerce technology programs. (By 43 yeas to 57 nays (Vote No. 129), Senate failed to table the amendment.)

Page 10793

(10) Gorton Amendment No. 576 (to Amendment No. 420), to restore funds proposed for rescission from the Weir Farm Historical Site, Connecticut, and from the Jefferson Expansion Memorial, Illinois, to be offset by rescission of funds from land acquisition for the Wayne National Forest, Ohio, and from the Highway Trust Fund, and to prohibit the purchase of lands in Washington County and Lawrence County, Ohio.

Page 10805

Subsequently, the amendment was modified.

(11) Dole/Daschle Amendment No. 577 (to Amendment No. 420), of a perfecting nature.

Pages 10811, 10840

(12) Levin Amendment No. 578 (to Amendment No. 420), to restore funds to the National Sea Grant's program on research to control and prevent the spread of aquatic non-indigenous species.

Page 10813

Subsequently, the amendment was modified.

Page 10824

(13) Hatfield (for Byrd) Amendment No. 580, to restore funding for training and employment services of the Department of Labor.

Page 10827

(14) Hatfield Amendment No. 581, to restore funding for the Tucson, Federal building, U.S. Courthouse.

Page 10827

(15) Hatfield Amendment No. 582, to rescind certain funds made available for the Highway Trust Fund. **Page 10828**

(16) Hatfield (for Lautenberg) Amendment No. 583, to restore funding for the purchase of buses and the construction of bus-related facilities as authorized under section 3 of the Federal Transit Act. **Page 10828**

(17) Hatfield (for Burns) Amendment No. 584, to provide a schedule of National Environmental Policy Act compliance for each National Forest System unit. **Page 10828**

(18) Hatfield (for McCain) Amendment No. 585, to address issues of equity in rehiring former Federal employees. **Page 10828**

(19) Hatfield (for Jeffords) Amendment No. 586, to restore funding for energy supply, research and development activities of the Department of Energy, and to further rescind certain funds made available for certain energy and water development programs of the Army Corps of Engineers. **Page 10828**

(20) Hatfield (for Pell) Amendment No. 587, to provide continued funding for the National Center for Research in Vocational Education. **Page 10828**

(21) Hatfield (for Kennedy) Amendment No. 588, to restore funding for certain higher education programs. **Page 10828**

(22) Hatfield (for Akaka) Amendment No. 589, to restore certain funding for the demonstration partnership program which is administered by the Office of Community Services within the Administration for Children and Families. **Page 10829**

(23) Hatfield (for Kempthorne) Amendment No. 590, to make an appropriation for the Advisory Commission on Intergovernmental Relations and to increase the rescission amount for diplomatic and consular programs. **Page 10829**

(24) Hatfield (for Inouye) Amendment No. 591, to strike the provision that prohibits the application of the Davis-Bacon Act to any contract associated with the construction of facilities for the National Museum of the American Indian. **Page 10829**

(25) Hatfield (for Wellstone) Amendment No. 592, to restore funding for program management activities of the Health Care Financing Administration. **Page 10829**

Rejected:

Bryan (for Bumpers/Bryan) Amendment No. 461 (to Amendment No. 420), to eliminate funding for the market promotion program. (By 61 yeas to 37 nays (Vote No. 130), Senate tabled the amendment.) **Page 10806**

By 46 yeas to 53 nays (Vote No. 131), Harkin Amendment No. 579 (to Amendment No. 420), to restore funds for the Corporation for Public Broadcasting and the Senior Community Service Program, and rescind funds for the Board for International Broadcasting. **Pages 10814, 10824**

Withdrawn:

Daschle Amendment No. 445 (to Amendment No. 420), in the nature of a substitute. **Pages 10737, 10766, 10830**

Dole (for Ashcroft) Amendment No. 446 (to Amendment No. 445), in the nature of a substitute. (The amendment fell when Amendment No. 445, listed above, was withdrawn.) **Pages 10737, 10766**

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of aggregate annual assistance to any foreign entity using the Exchange Stabilization Fund established under section 5302 of title 31, United States Code, in an amount that exceeds $5 billion. **Pages 10737, 10813**

Murkowski/D'Amato Amendment No. 441 (to Amendment No. 427), of a perfecting nature. (The amendment fell when Amendment No. 427, listed above, was withdrawn.) **Pages 10737, 10804**

During consideration of this measure today, Senate took the following action:

By 56 yeas to 44 nays (Vote No. 127), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Hatfield Amendment No. 420, listed above. **Page 10768**

A second motion was entered to close further debate on Hatfield Amendment No. 420, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion would occur on Saturday, April 8, 1994. **Page 10768**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Hatfield, Stevens, Cochran, Specter, Domenici, Gramm, Bond, Gorton, McConnell, Mack, Burns, Shelby, Jeffords, Gregg, Bennett, Byrd, Inouye, Hollings, Johnston, Leahy, Bumpers, Lautenberg, Harkin, Mikulski, Reid, Kerrey, Kohl, and Murray. **Page 10847**

Adjournment Resolution: Senate agreed to H. Con. Res. 58, providing for an adjournment of the two Houses. **Page 10984**

District of Columbia Control Board: Senate passed H.R. 1345, to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia

Financial Responsibility and Management Assistance Authority, after agreeing to the following amendment proposed thereto:

Page 10984

Adopted:

Thompson (for Cohen/Roth/Jeffords) Amendment No. 593, to make technical corrections.

Page 10987

Authorizing Senate Testimony and Representation: Senate agreed to S. Res. 106, to authorize testimony by former Senate employee and representation by Senate Legal Counsel.

Page 10987

Visit of Prime Minister Bhutto: Committee on Foreign Relations was discharged from further consideration of S. Res. 102, to express the sense of the Senate concerning Pakistan and the impending visit of Prime Minister Bhutto, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto:

Page 10987

Thompson (for Pressler) Amendment No. 594, of a technical nature.

Page 10987

Sexual Crimes Against Children Prevention Act: Senate passed H.R. 1240, to combat crime by enhancing the penalties for certain sexual crimes against children, after agreeing to the following amendment proposed thereto:

Page 10988

Thompson (for Grassley/Hatch) Amendment No. 595, in the nature of a substitute.

Page 10988

Congratulating the University of Connecticut Women's Basketball Team: Senate agreed to S. Res. 107, to commend the Huskies of the University of Connecticut for capping a perfect season by winning the 1995 NCAA Women's Basketball Championship.

Page 10988

National Atomic Veterans Day: Senate agreed to S. Res. 108, designating July 16, 1995, as "National Atomic Veterans Day".

Page 10989

Paperwork Reduction Act—Conference Report: Senate agreed to the conference report on S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public.

Pages 10737, 10863

Emergency Supplemental Appropriations/Defense—Conference Report: Senate agreed to the conference report on H.R. 889, making emergency supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, clearing the measure for the President.

Page 10991

Appointments:

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed the following Senators to the Commission on Security and Cooperation in Europe: Senators Lautenberg, Reid, and Graham.

Page 10847

Institute of American Indian and Alaska Native Culture and Arts Development: The Chair, on behalf of the President pro tempore, in accordance with Public Law 99–498, Section 1505(a)(1)(B)(ii), appointed Senator Inouye to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Page 10848

U.S. Holocaust Memorial Council: The Chair, on behalf of the President pro tempore, pursuant to Public Law 96–388, as amended by Public Law 97–84, appointed Senator Grassley to the United States Holocaust Memorial Council.

Page 10848

U.S. Senate Caucus on International Narcotics Control: The Chair, on behalf of the Vice President, pursuant to the provisions of Public Law 99–93, as amended by Public Law 99–151, appointed Senator Grassley as a member and Chairman of the U.S. Senate Caucus on International Narcotics Control.

Page 10847

Institute of American Indian and Alaska Native Culture and Arts Development: The Chair, on behalf of the President pro tempore, in accordance with Public Law 99–498, Section 1505(a)(1)(B)(ii), appointed Senator Domenici to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Page 10848

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the National Endowment for the Arts for fiscal year 1993; referred to the Committee on Labor and Human Resources. (PM–41).

Page 10867

Transmitting the report relative to the National Environmental Policy Act; referred to the Committee on Environment and Public Works. (PM–42).

Page 10867

Nominations Confirmed: Senate confirmed the following nominations: Yerker Andersson, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Robert G. Breunig, of Arizona, to be a Member of the National Museum Services Board for a term expiring December 6, 1998. (Reappointment)

Kinshasha Holman Conwill, of New York, to be a Member of the National Museum Services Board for a term expiring December 6, 1997.

John A. Gannon, of Ohio, to be a Member of the National Council on Disability for a term expiring September 17, 1995. (Reappointment)

E. Gordon Gee, of Ohio, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

Peggy Goldwater-Clay, of California, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring June 5, 2000.

Sanford D. Greenberg, of the District of Columbia, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Kenneth Byron Hipp, of Hawaii, to be a Member of the National Mediation Board for a term expiring July 1, 1997.

Charles Hummel, of Delaware, to be a Member of the National Museum Services Board for a term expiring December 6, 1999.

Ayse Manyas Kenmore, of Florida, to be a Member of the National Museum Services Board for the remainder of the term expiring December 6, 1995.

Jerome F. Kever, of Illinois, to be a member of the Railroad Retirement Board for a term expiring August 28, 1998. (Reappointment)

Nancy Marsiglia, of Louisiana, to be a Member of the National Museum Services Board for a term expiring December 6, 1998.

Marciene S. Mattleman, of Pennsylvania, to be a Member of the National Institute for Literacy Advisory Board for the remainder of the term expiring October 12, 1995.

Audrey L. McCrimon, of Illinois, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Eve L. Menger, of New York, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Claudia Mitchell-Kernan, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Diana S. Natalicio, of Texas, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Lilliam Rangel Pollo, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Lieutenant General William W. Quinn, United States Army, Retired, of Maryland, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring October 13, 1999. (Reappointment)

Debra Robinson, of Pennsylvania, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Arthur Rosenblatt, of New York, to be a Member of the National Museum Services Board for a term expiring December 6, 1997.

Lynda Hare Scribante, of Nebraska, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring October 13, 1999.

Niranjan Shamalbhai Shah, of Illinois, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring August 11, 1998.

Robert M. Solow, of Massachusetts, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Joseph E. Stevens, Jr., of Missouri, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1997.

Ruth Y. Tamura, of Hawaii, to be a Member of the National Museum Services Board for a term expiring December 6, 1996.

Warren M. Washington, of Colorado, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

John A. White, Jr., of Georgia, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2000.

Townsend Wolfe, of Arkansas, to be a Member of the National Museum Services Board for a term expiring December 6, 1995.

Steven L. Zinter, of South Dakota, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1997.

Joan Challinor, of the District of Columbia, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1999.

Phillip Frost, of Florida, to be a Member of the National Museum Services Board for a term expiring December 6, 1996.

Thomas Hill Moore, of Florida, to be a Commissioner of the Consumer Products Safety Commission for the remainder of the term expiring October 26, 1996.

Robert Pitofsky, of Maryland, to be a Federal Trade Commissioner for the term of seven years from September 26, 1994.

Shirley Ann Jackson, of New Jersey, to be a Member of the Nuclear Regulatory Commission for a term of five years expiring June 30, 1999.

Wilma A. Lewis, of the District of Columbia, to be Inspector General, Department of the Interior.

Jacquelyn L. Williams-Bridgers, of Maryland, to be Inspector General, Department of State.

John L. Bryant, Jr., of the District of Columbia, to be a Member of the National Museum Services Board for a term expiring December 6, 1997.

Rae E. Unzicker, of North Dakota, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Ela Yazzie-King, of Arizona, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

1 Navy nomination in the rank of admiral.

Pages 10994

Nominations Received: Senate received the following nominations:

Roberta L. Gross, of the District of Columbia, to be Inspector General, National Aeronautics and Space Administration.

Karl N. Stauber, of Minnesota, to be Under Secretary of Agriculture for Research, Education, and Economics. (New Position)

A. Wallace Tashima, of California, to be United States Circuit Judge for the Ninth Circuit.

7 Air Force nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Page 10994

Messages From the President: **Page 10867**

Messages From the House: **Page 10868**

Measures Referred: **Page 10869**

Executive Reports of Committees: **Page 10869**

Statements on Introduced Bills: **Page 10870**

Additional Cosponsors: **Page 10919**

Amendments Submitted: **Page 10921**

Notices of Hearings: **Page 10978**

Authority for Committees: **Page 10978**

Additional Statements: **Page 10979**

Record Votes: Six record votes were taken today. (Total—132)

Pages 10768, 10787, 10802, 10811, 10827, 10847

Recess: Senate convened at 9:30 a.m., and recessed at 10:43 p.m., until 10:30 a.m., on Friday, April 7, 1995.

Committee Meetings

APPROPRIATIONS—NOAA/NIST

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary (and Related Agencies) held hearings on proposed budget estimates for fiscal year 1996 for the National Oceanic and Atmospheric Administration and the National Institute of Standards and Technology, receiving testimony from D. James Baker, Under Secretary for Oceans and Atmosphere, Mary Lowe Good, Under Secretary for Technology, and Arati Prabhakar, Director, National Institute of Standards and Technology, all of the Department of Commerce.

Subcommittee will meet again on Wednesday, April 26.

APPROPRIATIONS—NAVY/MARINE CORPS

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for Navy and Marine Corps programs, receiving testimony from John H. Dalton, Secretary of the Navy; Adm. Jeremy M. Boorda, Chief of Naval Operations; and Gen. Carl E. Mundy, Jr., USMC, Commandant.

Subcommittee will meet again on Tuesday, May 2.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the implementation of acquisition management reform, receiving testimony from Colleen Preston, Deputy Under Secretary of Defense for Acquisition Reform; Robert Murphy, General Counsel, General Accounting Office; and Peter DeMayo, Lockheed-Martin Corporation, Bethesda, Maryland.

Subcommittee recessed subject to call.

SECURITIES LITIGATION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities resumed hearings on proposals to reform the process of securities litigation, including related provisions of S. 240 and H.R. 1058, receiving testimony from Senator Mikulski; Arthur Levitt, Jr., Chairman, Richard C. Breeden, former Chairman, and Charles Cox, former Commissioner and former Acting Chairman, all of the Securities and Exchange Commission.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 565, to regulate interstate commerce by providing for a uniform product liability law, with an amendment in the nature of a substitute; and

The nomination of Charles Taylor Manatt, of the District of Columbia, to be a Member of the Board of Directors of the Communications Satellite Corporation.

NATIONAL HIGHWAY SYSTEM

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings on S. 440, to providing for the designation of the National Highway System, focusing on issues related to the Woodrow Wilson Memorial Bridge and the innovative financing of transportation facilities, after receiving testimony from Jane F. Garvey, Deputy Administrator, Federal Highway Administration, Department of Transportation; Jack F. Herrity, Interstate Transportation Study

Commission, Fairfax, Virginia; Ann C. Stern, Financial Guaranty Insurance Corporation, New York, New York; Ralph L. Stanley, United Infrastructure Company, Chicago, Illinois; and Daniel V. Flanagan, Jr., Infrastructure Investment Commission, Arlington, Virginia.

CONSUMER PRICE INDEX

Committee on Finance: Committee resumed hearings to examine the use of the Consumer Price Index as an indicator of inflation and changes in the cost of living, receiving testimony from Walter Erwin Diewert, University of British Columbia, Vancouver, Canada; Dale W. Jorgenson, Harvard University, Cambridge, Massachusetts; Ariel Pakes, Yale University, New Haven, Connecticut; and Joel Popkin, Joel Popkin and Company, Washington, D.C.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on the Judiciary: Committee continued in evening session to mark up S. 343, to reform the Federal regulatory process.

PROPERTY RIGHTS

Committee on the Judiciary: Committee held hearings on S. 605, to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, receiving testimony from Senator Gramm; John R. Schmidt, Associate Attorney General, Department of Justice; Loren A. Smith, Chief Judge, United States Court of Federal Claims; Raymond B. Ludwiszewski, Gibson, Dunn & Crutcher, former General Counsel, Environmental Protection Agency, Nancie G. Marzulla, Defenders of Property Rights, and Roger Marzulla, Akin, Gump, Strauss, Hauer & Feld, all of Washington, D.C.; Carol M. Rose, Yale University Law School, New Haven, Connecticut; Nellie Edwards, Provo, Utah; and John J. Chaconas, St. Amant, Louisiana.

Hearings were recessed subject to call.

HEALTH CARE REFORM

Committee on Labor and Human Resources: Committee began markup of S. 454, to reform the health care liability system and improve health care quality through the establishment of quality assurance programs, but did not complete action thereon, and recessed subject to call.

FDA

Committee on Labor and Human Resources: Committee continued hearings to examine activities of the Food and Drug Administration, focusing on the challenges and opportunities facing the pharmaceutical, biotech, medical device, and food industries, and FDA's regulation of these industries, receiving testimony from David A. Kessler, Commissioner, Food and Drug Administration, Department of Health and Human Services.

Hearings were recessed subject to call.

NOMINATION

Committee on Veterans Affairs: Committee ordered favorably reported the nomination of Dennis M. Duffy, of Pennsylvania, to be an Assistant Secretary of Veterans Affairs for Policy and Planning.

House of Representatives

Chamber Action

Bills Introduced: Forty-five public bills, H.R. 1421–1465; two private bills, H.R. 1466–1467; and six resolutions, H. Con. Res. 58–60 and H. Res. 132–134, were introduced.
Page 10733

Reports Filed: Reports were filed as followed:

H.R. 618, to extend the authorization for appropriations for the Commodity Futures Trading Commission through fiscal year 2000 (H. Rept. 104–104); and

H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare Select policies to be offered in all States, amended (H. Rept. 104–79, Part 2).
Page 10733

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Inglis of South Carolina to act as Speaker pro tempore for today.
Page 10656

Defense Supplemental Appropriations: By a yea-and-nay vote of 343 yeas to 80 nays, Roll No. 296, of the House agreed to the conference report on H.R. 889, making emergency appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995.
Page 10663

H. Res. 129, the rule which waived points of order against consideration of the conference report, was agreed to earlier by a voice vote.
Page 10663

Presidential Message—National Endowment for the Arts: Read a message from the President wherein he transmits the Annual Report of the National Endowment for the Arts for the fiscal year 1993—referred to the Committee on Economic and Educational Opportunities.
Page 10679

Housing for Older Persons: By a yea-and-nay vote of 424 yeas to 5 nays, Roll No. 297, the House passed H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons.
Page 10679

Agreed to the committee amendment in the nature of a substitute.
Page 10684

H. Res. 126, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 10675

Paperwork Reduction Act: By a yea-and-nay vote of 423 yeas, with 2 voting "present", Roll No. 299, the House agreed to the conference report on S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public—clearing the measure for the President.

Page 10694

References in Statutes: House passed H.R. 1421, to provide that references in the statutes of the United States to any committee or officer of the House of Representatives the name or jurisdiction of which was changed as part of the reorganization of the House of Representatives at the beginning of the One Hundred Fourth Congress shall be treated as referring to the currently applicable committee or officer of the House of Representatives.

Page 10698

Commodity Futures Trading Commission: House passed S. 178, to amend the Commodity Exchange Act to extend the authorization for the Commodity Futures Trading Commission—clearing the measure for the President.

Page 10699

Question of a Privilege of the House: By a yea-and-nay vote of 230 yeas to 192 nays, Roll No. 300, the House agreed to the Walker motion to table the appeal of the ruling of the Chair that H. Res. 131, to preserve the constitutional role of the House of Representatives to originate revenue measures, did not raise a question of the privileges of the House and was, therefore, not a privileged resolution.

Page 10700

District Work Period: House agreed to H. Con. Res. 58, providing for an adjournment of the two Houses.

Page 10703

Meeting Hour: Agreed to meet at 11 a.m. on Friday, April 7.

Page 10703

Expanded Use of Medicare Selected Policies: By a recorded vote of 408 ayes to 14 noes, Roll No. 302, the House passed H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare Select policies to be offered in all States.

Page 107034

Agreed to the committee amendment in the nature of a substitute made in order by the rule.

Page 10713

Rejected the Waxman amendment in the nature of a substitute that sought to make Medicare Select policies programs available to all 50 States but only for an additional five-year period; and prohibit increases in premiums at renewal based on the age of the policyholder (rejected by a recorded vote of 175 ayes to 246 noes, Roll No. 301).

Page 10707

The Clerk was authorized to make such technical corrections and conforming changes as may be necessary in the engrossment of the bill.

Page 10714

H. Res. 130, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 253 yeas to 172 nays, Roll No. 298.

Page 10685

Agreed to the Pryce technical amendment to the resolution.

Page 10685

Presidential Message—Environmental Quality: Read a message from the President wherein he transmits the 24th Annual Report of the Council on Environmental Quality—referred to the Committee on Resources.

Page 10715

Senate Messages: Message received from the Senate appears on page 10656.

Quorum Calls—Votes: Five yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 10674, 10684, 10693, 10697, 10702, 10713. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:10 p.m.

Committee Meetings

FARM BILL—AGRICULTURAL WETLANDS AND WETLANDS ISSUES

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry held a hearing on Agricultural Wetlands and Wetland Issues in the 1995 Farm Bill. Testimony was heard from the following officials of the USDA: Tom Herbert, Deputy Under Secretary, Natural Resources and Environment; and Paul Johnson, Chief, Natural Resources Conservation Service; Robert H. Wayland III, Director, Wetlands, Oceans, and Watersheds, Office of Water, EPA; Steve Forsythe, Division Chief, Division of Habitat Conservation, U.S. Fish and Wildlife Service, Department of the Interior; Michael Davis, Chief, Regulatory Branch, Civil Works Directorate, Corps of Engineers, Department of the Army; and public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary (and Related Agencies) held a hearing on Staffing and Operation of Overseas Missions, Department of Justice—Prisons and Related Issues. Testimony was heard from Richard M. Moose, Under Secretary, Management, Department of State; Henry Howard, Associate Director, Management, U.S. Information Agency; Lauri J. Fitz-Pegado, Assistant Secretary, and Director General, U.S. and Foreign Commercial Service, Department of Commerce; the following officials of the Department of Justice; Mark R. Steinberg, Director, Executive Office of National Security; Kathleen M. Hawk, Director, Bureau of Prisons; Kristine M. Marcy, Associate Director, Operations Support, U.S. Marshals Service; James A. Puelo, Executive Associate Commissioner, Programs, Immigration and Naturalization Service; and Edward F. Reilly, Jr., Chairman, United States Parole Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on Holocaust Memorial Council and Bureau of Land Management. Testimony was heard from Jeffrey T. LaRiche, Acting Director, Holocaust Memorial Council; and Michael P. Dombeck, Acting Director, Bureau of Land Management, Department of the Interior.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education (and Related Agencies) continued appropriation hearings. Testimony was heard from Members of Congress.

The Subcommittee also held a hearing on Armed Forces Retirement Home. Testimony was heard from Dennis Jahnigen, Chairman, Armed Forces Retirement Home.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Readiness Issues. Testimony was heard from the following officials of the Department of Defense: Gen. John H. Tilelli, Jr., USA, Vice Chief of Staff, Army; Adm. Stanley R. Arthur, USN, Vice Chief, Naval Operations; Gen. Richard D. Hearney, USMC, Assistant Commandant, Marine Corps; and Gen. Thomas S. Moorman, Jr., USAF, Vice Chief of Staff, Air Force.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans' Affairs, Housing and Urban Development and Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

ADMINISTRATION'S RESPONSE TO THE MEXICAN FINANCIAL CRISIS

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held a hearing on the Administration's response to the Mexican Financial Crisis. Testimony was heard from Representatives Istook, Kaptur, and Sanders; the following officials of the Department of the Treasury: Jeffrey R. Shafer, Assistant Secretary, International Affairs; and Edward Knight, General Counsel.

HUD REINVENTION: FROM BLUEPRINT

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on HUD Reinvention: From Blueprint. Testimony was heard from Henry G. Cisneros, Secretary of Housing and Urban Development; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the Department of Education: Opportunities for Cost Savings. Testimony was heard from the following officials of the Department of Education: Dianne Van Riper, Assistant Inspector General/Investigations, Office of the Inspector General; and Steven McNamara, Assistant Inspector General/Audit, Office of Inspector General; Cornelia Blanchette, Associate Director, Education and Employment Issues, GAO; and a public witness.

EFFECTIVENESS OF THE NATIONAL DRUG STRATEGY AND THE STATUS OF THE CURRENT DRUG WAR

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on the Effectiveness of the National Drug Control Strategy and the Status of the Current Drug War. Testimony was heard from Lee Patrick Brown, Director, Office of National Drug Control Policy.

MIDDLE EAST OVERVIEW AND UNITED STATES ASSISTANCE TO THE PALESTINIANS

Committee on International Relations: Held a hearing on Middle East Overview and United States Assistance to the Palestinians. Testimony was heard from Robert Pelletreu, Assistant Secretary, Near East and South Asian Affairs, Department of State; and Terrence J. Brown, Deputy Assistant Administrator, Asia and the Near East, AID, U.S. International Development Cooperation Agency.

THREAT OF ISLAMIC EXTREMISM IN AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on the Threat of Islamic Extremism in Africa. Testimony was heard from public witnesses.

INTERNATIONAL TERRORISM: THREATS AND RESPONSES

Committee on the Judiciary: Held a hearing on International Terrorism: Threats and Responses. Testimony was heard from William O. Studeman, Acting Director, CIA; the following officials of the Department of Justice; Jamie S. Gorelick, Deputy Attorney General ; and Louis J. Freeh, Director, FBI; Ambassador Philip Wilcox, Coordinator, Counterterrorism Section, Department of State; Lt. Col. Robin L. Higgins, USMC, widow of Col. William R. Higgins, USMC; and public witnesses.

RANGER TRAINING DEATHS

Committee on National Security: Subcommittee on Military Personnel met in executive session to receive a briefing on the Ranger training deaths. The Subcommittee was briefed by Maj. Gen. John W. Hendrix, USA, Commandant, U.S. Army Infantry School and Center, Ft. Benning, Georgia.

DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on bomber requirements. Testimony was heard from the following officials of the Department of the Air Force: Gen. John M. Loh, USAF, Commander, U.S. Air Force Air Combat Command; and Lt. Gen. Richard E. Hawley, USAF, Principal Deputy Assistant Secretary, Acquisition.

MARITIME SECURITY PROGRAM

Committee on National Security: Special Oversight Panel on the Merchant Marine held a hearing on maritime security program. Testimony was heard from public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Special Oversight Panel on Morale, Welfare and Recreation continued hearings on the fiscal year 1996 national defense authorization request, with emphasis on the effect of force structure drawdown on commissaries and exchanges. Testimony was heard from the following officials of the Department of Defense: Fred Pang, Assistant Secretary, Force Management; Maj. Gen. Richard Beale, USA, Director, Defense Commissary Agency; Maj. Gen. Robert Swarts, USAF, Commander, Army-Air Force Exchange Service; Rear Adm. John Kavanaugh, USN, Commander, Navy Exchange Service Command; and Brig. Gen. James Joy, USMC (Ret.), Director, MWR Support Activity, U.S. Marine Corps.

SMALL BUSINESS INNOVATION RESEARCH PROGRAM

Committee on Small Business: Subcommittee on Government Programs held a hearing on the Small Business Innovation Research Program (SBIR). Testimony was heard from the following officials of the SBA: Jere W. Clover, Chief Counsel, Advocacy; and Robert Neal, Associate Deputy Administrator, Government Contracting; Victor S. Rezendes, Director, Energy and Science Issues; GAO; Samuel J. Barish, Director, SBIR/STTR Program, Department of Energy; and Robert L. Norwood, Director, Commercial Development and Technology Transfer, Office of Space Access and Technology, NASA; and public witnesses.

CLEAN WATER AMENDMENTS

Committee on Transportation: Ordered reported amended H.R. 961, Clean Water Amendments of 1995.

VETERANS HEALTH ADMINISTRATION REORGANIZATION

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on reorganization of the Veterans Health Administration. Testimony was heard from Kenneth W. Kizer, Assistant Secretary, Health, Department of Veterans Affairs; and public witnesses.

Joint Meetings

FAMILY TAX RELIEF

Joint Economic Committee: Committee concluded hearings to examine the economic effects of a $500-per-child expanded family tax credit as contained in the proposed Family, Investment, Retirement Savings and Tax Fairness Act, after receiving testimony from Senator Coats; Representative Hutchinson; Gary L. Bauer, Family Research Council, Scott A. Hodge, Heritage Foundation, David S. Liederman, Child Welfare League of America, Peter J. Ferrara, National Center for Policy Analysis, and Marshall Wittmann, Christian Coalition, all of Washington, D.C.; and Steve Kean, Woodbridge, Virginia.

FORMER YUGOSLAVIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine international presence in the former Yugoslavia, focusing on the development of a new mandate for United Nations peacekeepers in Croatia and efforts to restore peace and stability in Bosnia and Herzegovina, after receiving testimony from Richard Holbrooke, Assistant Secretary of State for European and Canadian Affairs; John R. Lampe, Woodrow Wilson Center, Washington, D.C.; and Stephen Walker, Arlington, Virginia, on behalf of the Action Council for Peace in the Balkans and the American Committee to Save Bosnia.

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Friday, April 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 11038–11116

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 711–718, and S. Res. 109.

Page 11058

Measures Reported: Reports were made as follows:

S. 115, to authorize the Secretary of the Interior to acquire and to convey certain lands or interests in lands to improve the management, protection, and administration of Colonial National Historical Park, with an amendment. (S. Rept. No. 104–30)

S. 127, to improve the administration of the Women's Rights National Historical Park in the State of New York, with an amendment in the nature of a substitute. (S. Rept. No. 104–31)

S. 134, to provide for the acquisition of certain lands formerly occupied by the Franklin D. Roosevelt family, with an amendment in the nature of a substitute. (S. Rept. No. 104–32)

S. 188, to establish the Great Falls Historic District in the State of New Jersey. (S. Rept. No. 104–33)

S. 197, to establish the Carl Garner Federal Lands Cleanup Day, with an amendment in the nature of a substitute. (S. Rept. No. 104–34)

S. 223, to authorize the Secretary of the Interior to provide funds to the Palisades Interstate Park Commission for acquisition of land in the Sterling Forest area of the New York/New Jersey Highlands Region. (S. Rept. No. 104–35)

S. 357, to amend the National Parks and Recreation Act of 1978 to establish the Friends of Kaloko-Honokohau, an advisory commission for the Kaloko-Honokohau National Historical Park. (S. Rept. No. 104–36)

S. 363, to improve water quality within the Rio Puerco watershed, New Mexico, and to help restore the ecological health of the Rio Grande through the cooperative identification and implementation of best management practices that are consistent with the ecological, geological, cultural, sociological, and economic conditions in the region. (S. Rept. No. 104–37)

S. 378, to authorize the Secretary of the Interior to exchange certain lands of the Columbia Basin Federal reclamation project, Washington. (S. Rept. No. 104–38)

S. 392, to amend the Dayton Aviation Heritage Preservation Act of 1992 with regard to appointment of members of the Dayton Aviation Heritage Commission. (S. Rept. No. 104–39)

S. 551, to revise the boundaries of the Hagerman Fossil Beds National Monument and the Craters of the Moon National Monument. (S. Rept. No. 104–40)

S. 587, to amend the National Trails System Act to designate the Old Spanish Trail and the Northern Branch of the Old Spanish Trail for potential inclusion into the National Trails System. (S. Rept. No. 104–41)

S. 601, to revise the boundaries of the Blackstone River Valley National Heritage Corridor in Massachusetts and Rhode Island. (S. Rept. No. 104–42)

S. 610, to provide for an interpretive center at the Civil War Battlefield of Corinth, Mississippi. (S. Rept. No. 104–43)

H.R. 400, to provide for the exchange of lands within Gates of the Arctic National Park and Preserve, with an amendment in the nature of a substitute. (S. Rept. No. 104–44)

H.R. 440, to provide for the conveyance of lands to certain individuals in Butte County, California. (S. Rept. No. 104–45)

H.R. 536, to extend indefinitely the authority of the Secretary of the Interior to collect a commercial operation fee in the Delaware Water Gap National Recreation Area. (S. Rept. No. 104–46)

H.J. Res. 50, to designate the visitors center at the Channel Islands National Park, California, as the "Robert J. Lagomarsino Visitors Center". (S. Rept. No. 104–47)

Special Report prepared by the Permanent Subcommittee on Investigations entitled "Criminal Aliens in the United States". (S. Rept. No. 104–48)

Page 11057

Measures Passed:

Commending Senator Robert C. Byrd: Senate agreed to S. Res. 109, extending the appreciation and gratitude of the United States Senate to Senator Robert C. Byrd, on the completion by the Senator of the 4 volume treatise entitled "The History of the United States Senate."

Page 11047

Law Enforcement Officer Integrity: Committee on the Judiciary was discharged from further consideration of S.J. Res. 32, expressing the concern of the Congress regarding certain recent remarks that unfairly and inaccurately maligned the integrity of the Nation's law enforcement officers, and the resolution was then passed.

Page 11049

Committee Authority: On Thursday, April 6, a consent agreement was reached providing that committees have authority to file legislative and executive reports during the adjournment of the Senate on Tuesday, April 18, from 10 a.m. to 3 p.m.

Nominations Confirmed: Senate confirmed the following nomination:

Dennis M. Duffy, of Pennsylvania, to be an Assistant Secretary of Veterans Affairs (Policy and Planning).

Page 11071

Nominations Received: Senate received the following nominations:

1 Army nomination in the rank of Chief of Staff of the Army.

Page 11071

Messages From the House: **Page 11057**

Measures Referred: **Page 11057**

Measures Read First Time: **Page 11057**

Executive Reports of Committees: **Page 11058**

Statements on Introduced Bills: **Page 11058**

Additional Cosponsors: **Page 11064**

Authority for Committees: **Page 11064**

Additional Statements: **Page 11064**

Adjournment: Senate convened at 10:30 a.m. and, in accordance with the provisions of H. Con. Res. 58, adjourned at 12:48 p.m., until 12 noon, on Monday, April 24, 1995.

Committee Meetings

SOCIAL SECURITY AND DISABILITY TRUST FUNDS

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings to examine the 1995 Board of Trustees Annual Report of the Social Security and Disability Trust Funds, receiving testimony from Senator Kerrey; Shirley S. Chater, Commissioner, and Harry Ballantyne, Chief Actuary, both of the Social Security Administration, Department of Health and Human Services; and Stanford Ross, Washington, D.C., and David Walker, Atlanta, Georgia, both Public Trustees of the Social Security and Medicare Trust Funds.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Fifty-nine public bills, H.R. 1468–1526; and three resolutions, H. Con. Res. 61–63, were introduced.

Page 11085

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Burton of Indiana to act as Speaker pro tempore for today.

Page 11072

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wolf to act as Speaker pro tempore to sign enrolled bills and joint resolutions through May 1, 1995.

Page 11072

District of Columbia Financial Responsibility: House agreed to the Senate amendments to H.R. 1345, to eliminate budget deficits and management inefficiencies in the government of the District of Columbia through the establishment of the District of Columbia Financial Responsibility and Management Assistance Authority—clearing the measure for the President.

Page 11075

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 3, 1995.

Page 11077

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Monday, May 1, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 11078

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11:00 a.m., and pursuant to H. Con. Res. 58, adjourned at 11:53 a.m., until 12:30 p.m. on Monday, May 1.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held a hearing on the Franklin Delano Roosevelt Memorial Commission, the National Capital Planning Commission, and on the Pennsylvania Avenue Development Corporation. Testimony was heard from Senator Hatfield, Co-Chairman, Franklin Delano Roosevelt Memorial Commission; Harvey Gant, Chairman, National Capital Planning Commission; and Richard Hauser, Chairman, Pennsylvania Avenue Development Corporation.

Joint Meetings

MARCH EMPLOYMENT SITUATION

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for March, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee will meet again on Friday, May 5.

FORMER YUGOSLAVIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission met in closed session to receive a briefing on certain United Nations activities and concerns in the former Yugoslavia and in several of the New Independent States of the former Soviet Union from Sergio Vieria de Mello, United Nations High Commissioner for Refugees.

Commission recessed subject to call.

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Monday, April 24, 1995

Senate

Chamber Action

Routine Proceedings, pages 11117–11177

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 719–721, and S. Res. 110.

Page 11160

Measures Reported: Reports were made as follows:

Reported on Tuesday, April 18, during the recess:

S. 719, to provide for the conservation, management, and administration of certain parks, forests, and other areas. (S. Rept. No. 104–49)

H.R. 694, entitled the "Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995," with an amendment in the nature of a substitute. (S. Rept. No. 104–50)

S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspections. (S. Rept. No. 104–51)

S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, with an amendment in the nature of a substitute. (S. Rept. No. 104–52)

S. 441, to reauthorize appropriations for certain programs under the Indian Child Protection and Family Violence Prevention Act. (S. Rept. No. 104–53)

S. 84, to authorize the Secretary of Transportation to issue a certificate of documentation and coastwise trade endorsement for the vessel *Bagger.* (S. Rept. No. 104–54)

S. 172, to authorize the Secretary of Transportation to issue a certificate of documentation for the vessel *L. R. Beattie.* (S. Rept. No. 104–55)

S. 212, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Shamrock V.* (S. Rept. No. 104–56)

S. 213, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Endeavour.* (S. Rept. No. 104–57)

S. 278, to authorize a certificate of documentation for the vessel *Serenity.* (S. Rept. No. 104–58)

S. 279, to authorize a certificate of documentation for the vessel *Why Knot.* (S. Rept. No. 104–59)

S. 475, to authorize a certificate of documentation for the vessel *Lady Hawk.* (S. Rept. No. 104–60)

S. 480, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Gleam.* (S. Rept. No. 104–61)

S. 482, to authorize the Secretary of Transportation to issue a certificate of documentation and coastwise trade endorsement for the vessel *Emerald Ayes.* (S. Rept. No. 104–62)

S. 492, to authorize the Secretary of Transportation to issue a certificate of documentation for the vessel *Intrepid.* (S. Rept. No. 104–63)

S. 493, to authorize the Secretary of Transportation to issue a certificate of documentation for the vessel *Consortium.* (S. Rept. No. 104–64)

S. 527, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Empress.* (S. Rept. No. 104–65)

S. 528, to authorize the Secretary of Transportation to issue a certificate of documentation and coastwise trade endorsement for three vessels. (S. Rept. No. 104–66)

S. 535, to authorize the Secretary of Transportation to issue certificates of documentation with appropriate endorsement for employment in coastwise trade for each of 2 vessels named *Gallant Lady,* subject to certain conditions, and for other purposes. (S. Rept. No. 104–67)

S. 561, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Isabelle.* (S. Rept. No. 104–68)

S. 565, to regulate interstate commerce by providing for a uniform product liability law, with an amendment in the nature of a substitute. (S. Rept. No. 104–69)

Page 11160

Measures Passed:

Truth in Lending Class Action Relief Act: Senate passed H.R. 1380, to provide a moratorium on certain class action lawsuits relating to the Truth in Lending Act, clearing the measure for the President.

Pages 11118, 11171

Product Liability Fairness Act: Senate began consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Page 11127

Pending:

Gorton Amendment No. 596, in the nature of a substitute.

Page 11130

Senate will continue consideration of the bill on Tuesday, April 25, 1995.

Condemning Oklahoma City Bombing—Agreement: A unanimous-consent agreement was reached providing for a vote to occur on S. Res. 110, expressing the sense of the Senate condemning the bombing in Oklahoma City, Oklahoma, on Tuesday, April 25, 1995, at 12 Noon.

Page 11160

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with Jordan (Treaty Doc. No. 104–3); and

Protocol Amending the 1980 Tax Convention with Canada (Treaty Doc. No. 104–4).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 11172

Nominations Received: Senate received the following nominations:

A. Peter Burleigh, of California, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Maldives.

David C. Litt, of Florida, to be Ambassador to the United Arab Emirates.

Larry C. Napper, of Texas, to be Ambassador to Latvia.

R. Grant Smith, of New Jersey, to be Ambassador to the Republic of Tajikistan.

Donald K. Steinberg, of California, to be Ambassador to the Republic of Angola.

Lawrence Palmer Taylor, of Pennsylvania, to be Ambassador to the Republic of Estonia.

Patrick Nickolas Theros, of the District of Columbia, to be Ambassador to the State of Qatar.

Peter Tomsen, of California, to be Ambassador to the Republic of Armenia.

Jenonne R. Walker, of the District of Columbia, to be Ambassador to the Czech Republic.

James Alan Williams, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as the Special Coordinator for Cyprus.

Stephen G. Kellison, of Texas, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years.

Marilyn Moon, of Maryland, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years.

Ira S. Shapiro, of Maryland, for the rank of Ambassador during his tenure of service as Senior Counsel and Negotiator in the Office of the United States Trade Representative.

26 Army nominations in the rank of general.

Routine lists in the Air Force, Army, Navy, and Marine Corps.

Page 11173

Messages From the House: **Page 11159**

Measures Placed on Calendar: **Pages 11160, 11171**

Measures Read First Time: **Page 11160**

Statements on Introduced Bills: **Page 11160**

Additional Cosponsors: **Page 11162**

Amendments Submitted: **Page 11163**

Notices of Hearings: **Page 11169**

Additional Statements: **Page 11169**

Recess: Senate convened at 12 noon, and recessed at 6:40 p.m., until 9:30 a.m., on Tuesday, April 25, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11173.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m. on Monday, May 1.

Committee Meetings

No committee meetings were held.

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Tuesday, April 25, 1995

Senate

Chamber Action

Routine Proceedings, pages 11178–11243

Measures Introduced: Four bills were introduced, as follows: S. 722–725.

Page 11224

Measures Passed:

Condemning Oklahoma City Bombing: By a unanimous vote of 97 yeas (Vote No. 133), Senate agreed to S. Res. 110, expressing the sense of the Senate condemning the bombing in Oklahoma City, Oklahoma.

Page 11197

Alaska Native Claims Settlement Act: Senate passed H.R. 421, to amend the Alaska Native Claims Settlement Act to provide for the purchase of common stock of Cook Inlet Region, clearing the measure for the President.

Page 11242

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Page 11198

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Page 11198

(2) Abraham Amendment No. 597 (to Amendment No. 596), to provide for equity in legal fees.

Page 11213

(3) Hollings Amendment No. 598 (to Amendment No. 597), to establish a limitation on attorneys' fees in all civil actions to $50 per hour.

Page 11217

(4) Gorton (for Brown) Amendment No. 599 (to Amendment No. 596), to restore to rule 11 of the Federal Rules of Civil Procedure the restrictions on frivolous legal actions that existed prior to 1994.

Page 11224

A unanimous-consent time agreement was reached providing for further consideration of Hollings Amendment No. 598 and Abraham Amendment No. 597, listed above, with votes to occur thereon, on Wednesday, April 26.

Page 11223

Senate will continue consideration of the bill on Wednesday, April 26, 1995.

Nominations Received: Senate received the following nominations:

Mosina H. Jordan, of New York, to be Ambassador to the Central African Republic.

Lannon Walker, of Maryland, to be Ambassador to the Republic of Cote d'Ivoire.

Terence T. Evans, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit.

William A. Fletcher, of California, to be United States Circuit Judge for the Ninth Circuit.

Sandra J. Kristoff, of Virginia, for the rank of Ambassador during her tenure of service as U.S. Coordinator for Asia Pacific Economic Cooperation (APEC).

Page 11243

Communications: **Page 11224**

Executive Reports of Committees: **Page 11224**

Statements on Introduced Bills: **Page 11224**

Additional Cosponsors: **Page 11237**

Amendments Submitted: **Page 11237**

Notices of Hearings: **Page 11238**

Authority for Committees: **Page 11238**

Additional Statements: **Page 11238**

Record Votes: One record vote was taken today. (Total–133)

Page 11197

Recess: Senate convened at 9:30 a.m., and recessed at 8:21 p.m., until 10:30 a.m., on Wednesday, April 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11243.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the Defense Nuclear Facilities Safety Board and the Department of Energy's environmental management program, receiving testimony from Thomas P. Grumbly, Assistant Secretary of Energy for Environmental Management; John T. Conway, Chairman, and Jack Crawford, Member, both of the Defense Nuclear Facilities Safety Board; and Robert W. Galvin and Henry W. Kendall, both on behalf of the "Galvin" Task Force on Alternative Futures for the Department of Energy National Laboratories, Secretary of Energy Advisory Board.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 454, to reform the health care liability system and improve health care quality through the establishment of quality assurance programs, with an amendment in the nature of a substitute; and

The nomination of Harriet M. Zimmerman, of Florida, to be a Member of the Board of Directors of the United States Institute of Peace.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m. on Monday, May 1.

Committee Meetings

No committee meetings were held.

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Wednesday, April 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 11244–11301

Measures Introduced: One bill and two resolutions were introduced, as follows: S. 726, S. Res. 111, and S. Con. Res. 11.

Page 11288

Measures Passed:

Navajo-Hopi Authorization: Senate passed S. 349, to reauthorize appropriations for the Navajo-Hopi Relocation Housing Program.

Page 11296

Aquaculture Inspections: Senate passed S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspections.

Page 11296

Indian Child Protection Authorization: Senate passed S. 441, to reauthorize appropriations for certain programs under the Indian Child Protection and Family Violence Prevention Act.

Page 11296

Death of Senator Stennis: Senate agreed to S. Res. 111, relative to the death of the Honorable John C. Stennis, late a Senator from the State of Mississippi.

Page 11296

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Pages 11244, 11250

Adopted:

Abraham Modified Amendment No. 597 (to Amendment No. 596), to provide for equity in legal fees. (By 45 yeas to 52 nays (Vote No. 135), Senate earlier failed to table the amendment.)

Pages 11244, 11272

By 56 yeas to 37 nays (Vote No. 136), Gorton (for Brown) Amendment No. 599 (to Amendment No. 596), to restore to rule 11 of the Federal Rules of Civil Procedure the restrictions on frivolous legal actions that existed prior to 1994.

Pages 11244, 11250, 11279

Rejected:

Hollings Amendment No. 598 (to Amendment No. 597), to establish a limitation on attorneys' fees in all civil actions to $50 per hour. (By 94 yeas to 3 nays (Vote No. 134), Senate tabled the amendment.)

Pages 11244, 11278

Pending:

Gorton Amendment No. 596, in the nature of a substitute.

Page 11244

Senate will continue consideration of the bill on Thursday, April 27, 1995.

Communications: **Page 11288**

Statements on Introduced Bills: **Page 11288**

Additional Cosponsors: **Page 11290**

Amendments Submitted: **Page 11292**

Authority for Committees: **Page 11294**

Additional Statements: **Page 11294**

Record Votes: Three record votes were taken today. (Total—136)

Pages 11278, 11278, 11287

Recess: Senate convened at 10:30 a.m., and as a further mark of respect to the memory of the late Senator John C. Stennis, of Mississippi, in accordance with S. Res. 111, recessed at 9:10 p.m., until 9:30 a.m., on Thursday, April 27, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11299.)

Committee Meetings

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on Interior held hearings on proposed budget estimates for fiscal year 1996 for the Department of Energy, focusing on energy conservation programs, receiving testimony from Christine A. Irvin, Assistant Secretary of Energy for Energy Efficiency and Renewable Energy.

Subcommittee will meet again tomorrow.

FEDERAL FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management resumed oversight hearings to review Federal forest management issues, focusing on the coordination of and conflicts between Federal forest management and general environmental statutes, receiving testimony from Jack Ward Thomas, Chief, and Gray Reynolds, Deputy Chief, both of the Forest Service, Department of Agriculture; George T. Frampton, Jr., Assistant Secretary of the Interior for Fish, Wildlife, and Parks; Rolland Schmitten, Director, National Marine Fisheries Service; Dinah Bear, General Counsel, Council on Environmental Quality; Robert H. Wayland, III, Director, Office of Wetlands, Oceans, and Watersheds, Environmental Protection Agency; William R. Murray, American Forest and Paper Association, and Mike Pieti, United Brotherhood of Carpenters and Joiners of America, both of Washington, D.C.; Tom Geary, Idaho Farm Bureau Federation, Burley, on behalf of the American Farm Bureau Federation; Nathaniel Lawrence, Natural Resources Defense Council, San Francisco, California; Douglas L. Honnold, Sierra Club Legal Defense Fund, Inc., Bozeman, Montana; Glen Spain, Pacific Coast Federation of Fishermen's Associations, Eugene, Oregon; Olivia Falconer James, The River Company, Sun Valley, Idaho; Sue Kupillas, Jackson County, Oregon; and Jerry Rust, Lane County, Oregon.

Hearings were recessed subject to call.

CHILD WELFARE SYSTEM

Committee on Finance: Committee held hearings on the implementation of the Child Welfare and Adoption Assistance Act (P.L. 96–272), and related provisions of H.R. 4, Personal Responsibility Act of 1995, receiving testimony from Peter M. DiBari, Child and Family Services of Newport County, Newport, Rhode Island; Peter Digre, Los Angeles County Department of Children and Family Services, Los Angeles, California; Wade F. Horn, National Fatherhood Initiative, Gaithersburg, Maryland; and Ernestine Moore, Wayne State University, Detroit, Michigan.

Committee will meet again tomorrow.

NOMINATION

Select Committee on Intelligence: Committee concluded hearings, in open and closed session, on the nomination of John M. Deutch, of Massachusetts, to be Director of Central Intelligence, after the nominee, who was introduced by Senators Domenici, Kerry, and Kennedy, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m. on Monday, May 1.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, April 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 11302–11423

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 727–737, and S. Res. 112.
Page 11370

Measures Reported: Reports were made as follows:

S. 225, to amend the Federal Power Act to remove the jurisdiction of the Federal Energy Regulatory Commission to license projects on fresh waters in the State of Hawaii. (S. Rept. No. 104–70)

S. 359, to provide for the extension of certain hydroelectric projects located in the State of West Virginia, with amendments. (S. Rept. No. 104–71)

S. 421, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Kentucky. (S. Rept. No. 104–72)

S. 461, to authorize extension of time limitation for a FERC-issued hydroelectric license. (S. Rept. No. 104–73)

S. 522, to provide for a limited exemption to the hydroelectric licensing provisions of part I of the Federal Power Act for certain transmission facilities associated with the El Vado Hydroelectric Project in New Mexico. (S. Rept. No. 104–74)

S. 538, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon. (S. Rept. No. 104–75)

S. 549, to extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas. (S. Rept. No. 104–76)

S. 737, to extend the deadlines applicable to certain hydroelectric projects. (S. Rept. No. 104–77)

S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Marketing Administration, with amendments. (S. Rept. No. 104–78)
Page 11369

Measures Passed:

Retirement of Enrolling Clerk: Senate agreed to S. Res. 112, commending the Senate Enrolling Clerk upon his retirement.
Page 11368

Colorado River Basin Salinity Control Act: Senate passed S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:
Page 11368

Kyl (for Domenici) Amendment No. 610, to make a technical correction.
Page 11369

Chaco Culture Archeological Protection Sites: Senate passed H.R. 517, to amend title V of Public Law 96–550, designating the Chaco Culture Archeological Protection Sites, clearing the measure for the President.
Page 11369

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:
Page 11314

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.
Page 11314

(2) McConnell Amendment No. 603 (to Amendment No. 596), to reform the health care liability system and improve health care quality through the establishment of quality assurance programs.
Pages 11318, 11360

(3) Thomas Amendment No. 604 (to Amendment No. 603), to provide for the consideration of health care liability claims relating to certain obstetric services.
Page 11318

(4) Wellstone Amendment No. 605 (to Amendment No. 603), to revise provisions regarding reports on medical malpractice data and access to certain information.
Page 11358

(5) Snowe Amendment No. 608 (to Amendment No. 603), to limit the amount of punitive damages that may be awarded in a health care liability action.
Page 11364

(6) Kyl Amendment No. 609 (to Amendment No. 603), to provide for full compensation for noneconomic losses in civil actions.

Page 11420

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 11363

Senate will continue consideration of the bill on Monday, May 1, 1995.

Nominations Received: Senate received the following nominations:

George H. King, of California, to be United States District Judge for the Central District of California.

Donald C. Nugent, of Ohio, to be United States District Judge for the Northern District of Ohio.

Page 11423

Communications: **Page 11369**

Statements on Introduced Bills: **Page 11370**

Additional Cosponsors: **Page 11409**

Amendments Submitted: **Page 11410**

Notices of Hearings: **Page 11417**

Authority for Committees: **Page 11417**

Additional Statements: **Page 11418**

Adjournment: Senate convened at 9:30 a.m., adjourned at 8:14 p.m., until 11 a.m., on Monday, May 1, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11423.)

Committee Meetings

APPROPRIATIONS—FOSSIL ENERGY/CLEAN COAL TECHNOLOGY/SPR/NPR

Committee on Appropriations: Subcommittee on Interior (and Related Agencies) held hearings on proposed budget estimates for fiscal year 1996 for fossil energy and clean coal technology programs, the Strategic Petroleum Reserve, and the Naval Petroleum Reserve, receiving testimony from Patricia Fry Godley, Assistant Secretary of Energy for Fossil Energy.

Subcommittee will meet again on Tuesday, May 2.

ARMED SERVICES READINESS

Committee on Armed Services: Subcommittee on Readiness held hearings to examine the near- and long-term readiness of the Armed Forces as it relates to the future years defense plan, receiving testimony from Gen. Gordon R. Sullivan, USA, Chief of Staff, United States Army; Adm. Jeremy M. Boorda, USN, Chief of Naval Operations, United States Navy; Gen. Ronald R. Fogleman, USAF, Chief of Staff, United States Air Force; and Gen. Carl E. Mundy, Jr., USMC, Commandant of the Marine Corps, United States Marine Corps.

Subcommittee recessed subject to call.

HUD REORGANIZATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development resumed hearings on proposals to reorganize the Department of Housing and Urban Development (HUD), focusing on housing and community development policy, receiving testimony from Mayor Steve Bartlett, Dallas, Texas; Richard C. Gentry, Richmond Redevelopment and Housing Authority, Richmond, Virginia; Audley Evans, Tampa Housing Authority, Tampa, Florida; Willie F. Carter, Hunter's View Resident Management Corporation, San Francisco, California; Shirley Dykshoorn, North Dakota Office of Intergovernmental Assistance, Bismarck, on behalf of the Council of State Community Development Agencies; James L. Logue III, Michigan State Housing Development Authority, Lansing, on behalf of the National Council of State Housing Agencies; William R. Frey, Enterprise Foundation, New York, New York; and Danette Jones, Madison Park Community Development Corporation, Boston, Massachusetts, on behalf of the National Congress for Community Economic Development.

Subcommittee recessed subject to call.

SUBCOMMITTEE MEMBERSHIP

Committee on Energy and Natural Resources: Committee met and approved the following new subcommittee assignments:

Subcommittee on Energy Production and Regulation: Senators Nickles (Chairman), Jeffords (Vice Chairman), Hatfield, Burns, Bingaman, Ford, and Akaka.

Subcommittee on Energy Research and Development: Senators Domenici (Chairman), Craig (Vice Chairman), Kyl, Grams, Ford, Wellstone, and Heflin.

Subcommittee on Forests and Public Land Management: Senators Craig (Chairman), Kyl (Vice Chairman), Hatfield, Domenici, Campbell, Thomas, Bradley, Bumpers, Bingaman, and Dorgan.

Subcommittee on Parks, Historic Preservation, and Recreation: Senators Campbell (Chairman), Grams (Vice Chairman), Nickles, Thomas, Jeffords, Bumpers, Bradley, Wellstone, and Heflin.

Subcommittee on Oversight and Investigations: Senators Thomas (Chairman), Burns (Vice Chairman), Domenici, Craig, Campbell, and Akaka.

ALASKA NATIVE CLAIMS SETTLEMENT ACT AMENDMENTS

Committee on Energy and Natural Resources: Committee concluded hearings on S. 537 and H.R. 402, bills to make certain technical corrections to the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to provide for the conveyance of certain lands within Alaska and to resolve certain other issues, after receiving testimony from Deborah Williams, Special Assistant to the Secretary of the Interior for Alaska; and

Nelson Angapak, Alaska Federation of Natives, Anchorage.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment resumed oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act (P.L. 102–426), receiving testimony from Lois J. Schiffer, Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Jan Paul Acton, Assistant Director, Natural Resources and Commerce Division, Congressional Budget Office; New Jersey Deputy Attorney General R. Brian McLaughlin, Trenton, on behalf of the National Association of Attorneys General; Robert N. Burt, FMC Corporation, Chicago, Illinois, on behalf of the Business Roundtable; Richard D. Smith, Chubb Corporation, Warren, New Jersey; Kelvin Herstad, United Truck Body, Inc., Duluth, Minnesota, on behalf of the National Federation of Independent Businesses; Barbara Price, Phillips Petroleum, Bartlesville, Oklahoma, on behalf of the American Petroleum Institute; Mary P. Morningstar, Lockheed Martin Corporation, Bedford, Massachusetts, on behalf of the Electronics Industry Association; Richard F. Leavitt, Chelsea Clock Company, Chelsea, Massachusetts, on behalf of Superfund Reform '95; Boyd Condie, Alhambra, California, on behalf of the American Communities for Cleanup Equity; Peter B. Prestley, Simpson, Thatcher & Bartlett, New York, New York, on behalf of the American Bar Association; Anne Pendegrass Hill, First Interstate Bank, Portland, Oregon, on behalf of the American Bankers Association; and Joe J. Palacioz, Hutchinson, Kansas.

Hearings continue on Thursday, May 4.

WELFARE REFORM

Committee on Finance: Committee concluded hearings on proposals to reform the national welfare system, including S. 599, S. 707 and H.R. 4, after receiving testimony from Senators Brown, Conrad, Faircloth, Harkin, Kassebaum, and Santorum; Charles A. Murray, American Enterprise Institute for Public Policy Research, Washington, D.C.; and Richard P. Nathan, State University of New York, Albany.

NATO'S FUTURE

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine the future of NATO, focusing on United States interests in Europe and potential threats to those interests, receiving testimony from Robert B. Zoellick, Executive Vice President of General Counsel, Federal National Mortgage Association (Fannie Mae); Fred C. Ikle, Center for Strategic and International Studies, and Lt. Gen. William Odom, USA (Ret.), Hudson Institute, both of Washington, D.C.; and Arnold Horelick, RAND Corporation, Santa Monica, California.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on the Judiciary: On Wednesday, April 26, committee ordered favorably reported S. 343, to reform the Federal regulatory process, with an amendment in the nature of a substitute.

TERRORISM IN THE UNITED STATES

Committee on the Judiciary: Committee held hearings to examine the nature and extent of the threat of terrorism in the United States, and proposed legislation to enhance and extend the penalties for terrorist acts, add the crime of conspiracy to certain terrorism offenses, increase the ability of the Federal Government to deport suspected terrorists, and add new restrictions on providing material support to terrorists, receiving testimony from Senators Dole, Nickles and Inhofe; Louis J. Freeh, Director, Federal Bureau of Investigation, and Jamie S. Gorelick, Deputy Attorney General, both of the Department of Justice; Ronald K. Noble, Under Secretary of the Treasury for Enforcement; Morris S. Dees, Jr., Southern Poverty Law Center, Montgomery, Alabama; Brian Jenkins, Kroll Associates, Los Angeles, California; Robert Kupperman, Center for Strategic and International Studies, and Steven Emerson, both of Washington, D.C.

Hearings were recessed subject to call.

VOCATIONAL EDUCATION

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities concluded hearings on proposed legislation authorizing funds for programs of the Carl D. Perkins Vocational and Applied Technology Act of 1990, focusing on the Federal and State role in the vocational education process, after receiving testimony from Augusta Kappner, Assistant Secretary for Vocational and Adult Education, and David Boesel, Director, National Assessment of Vocational Education, and Acting Director, National Institute on Postsecondary Education, Libraries, and Lifelong Learning, Office for Educational Research and Improvement, both of the Department of Education; Rhode Island Commissioner of Education Peter McWalters, Providence, on behalf of the Council of Chief State School Officers; Phyllis Hudecki, National Center for Research in Vocational Education, Berkeley, California; Marcia Baker, Burlington Technical Center, Burlington, Vermont; Susan Brown, Southern Maine Technical College, South Portland, on behalf of the Maine Youth Apprenticeship Program; David Mertes, California Community Colleges, Sacramento; and Roy Peters, Jr., Oklahoma Department of Vocational and Technical Education, Stillwater.

House of Representatives

The House was not in session today. Its next meeting will be held at 12:30 p.m. on Monday, May 1.

Committee Meetings

ADMINISTRATION'S DEFENSE BUDGET

Committee on the Budget: Held a hearing on the Administration's Defense Budget: Bottom Up or Belly Up? Testimony was heard from William J. Perry, Secretary of Defense; and Frank C. Conahan, Special Assistant to the Comptroller General, National Security and International Affairs Programs, GAO.

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Monday, May 1, 1995

Senate

Chamber Action

Routine Proceedings, pages 11424–11518

Measures Introduced: Four bills were introduced, as follows: S. 738–741.

Page 11485

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Pages 11444, 11448, 11506

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Page 11444

(2) McConnell Amendment No. 603 (to Amendment No. 596), to reform the health care liability system and improve health care quality through the establishment of quality assurance programs.

Pages 11444, 11448, 11484

(3) Thomas Amendment No. 604 (to Amendment No. 603), to provide for the consideration of health care liability claims relating to certain obstetric services.

Page 11444

(4) Wellstone Amendment No. 605 (to Amendment No. 603), to revise provisions regarding reports on medical malpractice data and access to certain information.

Page 11444

(5) Snowe Amendment No. 608 (to Amendment No. 603), to limit the amount of punitive damages that may be awarded in a health care liability action.

Page 11444

(6) Kyl Amendment No. 609 (to Amendment No. 603), to provide for full compensation for noneconomic losses in civil actions.

Page 11445

(7) Kyl Amendment No. 611 (to Amendment No. 603), to place a limitation of $500,000 on noneconomic damages that are awarded to compensate a claimant for pain, suffering, emotional distress, and other related injuries.

Page 11448

(8) DeWine Amendment No. 612 (to Amendment No. 603), to clarify that the provisions of this title do not apply to action involving sexual abuse.

Page 11453

(9) Hatch Amendment No. 613 (to Amendment No. 603), to permit the Attorney General to award grants for establishing or maintaining alternative dispute resolution mechanisms.

Page 11463

(10) Simon/Wellstone Amendment No. 614 (to Amendment No. 603), to clarify the preemption of State laws.

Page 11464

(11) Kennedy Amendment No. 607 (to Amendment No. 603), in the nature of a substitute.

Page 11472

(12) Kennedy Amendment No. 615 (to Amendment No. 603), to clarify the preemption of State laws.

Page 11475

(13) DeWine (for Dodd) Amendment No. 616 (to Amendment No. 603), to provide for uniform standards for the awarding of punitive damages.

Page 11484

A unanimous-consent time agreement was reached providing for further consideration of the bill on Tuesday, May 2, 1995, with votes on certain of the pending amendments to occur at 11 a.m.

Page 11506

Measures Placed on Calendar: **Page 11485**

Communications: **Page 11485**

Statements on Introduced Bills: **Page 11485**

Additional Cosponsors: **Page 11488**

Amendments Submitted: **Page 11489**

Notices of Hearings: **Page 11490**

Additional Statements: **Page 11490**

Recess: Senate convened at 9:30 a.m., and recessed at 7:50 p.m., until 10 a.m., on Tuesday, May 2, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11506.)

Committee Meetings

OKLAHOMA CITY BOMBING

Committee on Appropriations: Subcommittee on the Treasury, Postal Service, General Government held hearings on certain issues relating to the Oklahoma City bombing incident, focusing on Federal building safety measures, receiving testimony from Ronald K. Noble, Under Secretary for Enforcement, Charles Thompson, Associate Director for Law Enforcement, Bureau of Alcohol, Tobacco, and Firearms, and Eljay Bowron, Director, United States Secret Service, all of the Department of the Treasury; and Roger W. Johnson, Administrator, General Services Administration.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: One public bill, H.R. 1527; and two resolutions, H. Con. Res. 64 and H. Res. 135, were introduced.

Page 11429

Reports Filed: Reports were filed as follows:

H.R. 1139, to amend the Atlantic Striped Bass Conservation Act, amended (H. Rept. 104–105);

H.R. 1361, to authorize appropriations for fiscal year 1996 for the Coast Guard, amended (H. Rept. 104–106);

H.R. 1141, to amend the Act popularly known as the "Sikes Act," to enhance fish and wildlife conservation and natural resources management programs, amended (H. Rept. 104–107, Pt. 1);

H. Res. 136, providing for the consideration of H.R. 655, to authorize the hydrogen research, development, and demonstration programs of the Department of Energy (H. Rept. 104–108);

H.R. 541, to reauthorize the Atlantic Tunas Convention Act of 1975, amended (H. Rept. 104–109, Pt. 1); and

H.R. 1323, to reduce risk to public safety and the environment associated with pipeline transportation of natural gas and hazardous liquids, amended (H. Rept. 104–110, Pt. 1).

Page 11429

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Waldholtz as Speaker pro tempore for today.

Page 11424

Recess: House recessed at 12:37 p.m. and reconvened at 2:00 p.m.

Page 11424

Late Report: Committee on Rules received permission to have until midnight tonight to file a report on H.R. 655, Hydrogen Future Act of 1995.

Page 11426

Recess: House recessed at 2:11 p.m. and reconvened at 2:19 p.m.

Page 11426

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12:30 p.m. and adjourned at 2:20 p.m.

Committee Meetings

HYDROGEN FUTURE ACT

Committee on Rules: Granted, by a voice vote, an open rule providing for 1 hour of debate on H.R. 655, Hydrogen Future Act of 1995. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Science as an original bill for the purpose of amendment and each section of the amendment shall be considered as read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Walker and Representative Brown of California.

Joint Meetings

CHECHNYA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission resumed hearings on the current crisis in Chechnya, receiving testimony from Ariel Cohen, Heritage Foundation, Washington, D.C.; and Sergei Adamovich Kovalev and Yevgeniya Albats, both of Russia.

Hearings were recessed subject to call.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House.
The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through April 30, 1995

	Senate	*House*	*Total*
Days in session	68	58	..
Time in session	564 hrs., 59′	528 hrs., 47′	..
Congressional Record:			
Pages of proceedings	5,856	4,433	..
Extensions of Remarks	..	879	..
Public bills enacted into law	6	3	9
Private bills enacted into law	0	..	..
Bills in conference	4	1	..
Measures passed, total	100	128	228
Senate bills	15	7	..
House bills	9	48	..
Senate joint resolutions	1	..	..
House joint resolutions	0	2	..
Senate concurrent resolutions	0	..	..
House concurrent resolutions	6	9	..
Simple resolutions	69	62	..
Measures reported, total	*93	*100	193
Senate bills	61	..	..
House bills	6	59	..
Senate joint resolutions	2	..	..
House joint resolutions	2	3	..
Senate concurrent resolutions	2	..	..
House concurrent resolutions	0	..	..
Simple resolutions	20	38	..
Special reports	8	..	..
Conference reports	0	4	..
Measures pending on calendar	78	11	..
Measures introduced, total	892	1,808	2,700
Bills	737	1,526	..
Joint resolutions	32	85	..
Concurrent resolutions	11	63	..
Simple resolutions	112	134	..
Quorum calls	2	9	..
Yea-and-nay votes	136	76	..
Recorded votes	..	217	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 78 reports has been filed in the Senate; a total of 104 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through April 30, 1995

Civilian nominations, totaling 190, disposed of as follows:

Confirmed	80
Unconfirmed	109
Withdrawn	1

Civilian nominations (FS, PHS, CG, NOAA), totaling 702, disposed of as follows:

Confirmed	696
Unconfirmed	6

Air Force nominations, totaling 9,954, disposed of as follows:

Confirmed	9,814
Unconfirmed	140

Army nominations, totaling 3,408, disposed of as follows:

Confirmed	3,298
Unconfirmed	110

Navy nominations, totaling 3,908, disposed of as follows:

Confirmed	969
Unconfirmed	2,939

Marine Corps nominations, totaling 1,259, disposed of as follows:

Confirmed	375
Unconfirmed	884

Summary

Total nominations received this session	19,421
Total confirmed	15,232
Total unconfirmed	4,188
Total withdrawn	1

Tuesday, May 2, 1995

Senate

Chamber Action

Routine Proceedings, pages 11519–11712

Measures Introduced: Three bills were introduced, as follows: S. 742–744.

Page 11670

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Pages 11593, 11607, 11658

Adopted:

(1) By 53 yeas to 47 nays (Vote No. 144), McConnell Amendment No. 603 (to Amendment No. 596), to reform the health care liability system and improve health care quality through the establishment of quality assurance programs.

Pages 11603, 11606

(2) Thomas Amendment No. 604 (to Amendment No. 603), to provide for the consideration of health care liability claims relating to certain obstetric services. (By 39 yeas to 61 nays (Vote No. 137), Senate earlier failed to table the amendment.)

Page 11601

(3) By 61 yeas to 39 nays (Vote No. 139), Snowe Amendment No. 608 (to Amendment No. 603), to limit the amount of punitive damages that may be awarded in a health care liability action.

Page 11601

(4) DeWine Amendment No. 612 (to Amendment No. 603), to clarify that the provisions of this title do not apply to action involving sexual abuse.

Page 11602

(5) Hatch Amendment No. 613 (to Amendment No. 603), to permit the Attorney General to award grants for establishing or maintaining alternative dispute resolution mechanisms.

Page 11602

(6) Gorton (for Snowe) Amendment No. 620 (to Amendment No. 596), to limit the amount of punitive damages that may be awarded in a product liability action.

Pages 11623, 11658

Rejected:

(1) Wellstone Amendment No. 605 (to Amendment No. 603), to revise provisions regarding reports on medical malpractice data and access to certain information. (By 69 yeas to 31 nays (Vote No. 138), Senate tabled the amendment.)

Page 11601

(2) Kyl Amendment No. 609 (to Amendment No. 603), to provide for full compensation for noneconomic losses in civil actions. (By 65 yeas to 35 nays (Vote No. 140), Senate tabled the amendment.)

Page 11602

(3) Kyl Amendment No. 611 (to Amendment No. 603), to place a limitation of $500,000 on noneconomic damages that are awarded to compensate a claimant for pain, suffering, emotional distress, and other related injuries. (By 56 yeas to 44 nays (Vote No. 141), Senate tabled the amendment.)

Page 11602

(4) Simon/Wellstone Amendment No. 614 (to Amendment No. 603), to clarify the preemption of State laws. (By 51 yeas to 49 nays (Vote No. 142), Senate tabled the amendment.)

Page 11603

(5) Kennedy Amendment No. 607 (to Amendment No. 603), in the nature of a substitute. (By 55 yeas to 45 nays (Vote No. 143), Senate tabled the amendment.)

Page 11603

(6) Kennedy Amendment No. 615 (to Amendment No. 603), to clarify the preemption of State laws.

Page 11603

Withdrawn:

DeWine (for Dodd) Amendment No. 616 (to Amendment No. 603), to provide for uniform standards for the awarding of punitive damages.

Page 11603

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Page 11607

(2) Dole Modified Amendment No. 617 (to Amendment No. 596), to provide for certain limitations on punitive damages.

Pages 11607, 11655

(3) Dorgan Amendment No. 619 (to Amendment No. 617), to establish uniform standards for the awarding of punitive damages.

Page 11621

(4) Shelby/Heflin Amendment No. 621 (to Amendment No. 617), to provide that a defendant may be liable for certain damages if the alleged harm to a claimant is death and certain damages are provided under State law.

Page 11654

(5) DeWine Amendment No. 622 (to Amendment No. 617), to provide protection for individuals, small business, charitable organizations and other small entities from excessive punitive damage awards.

Page 11658

(6) DeWine Amendment No. 623 (to Amendment No. 617), regarding asset disclosure.

Page 11659

A motion was entered to close further debate on Gorton Amendment No. 596, listed above, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, May 4, 1995.

Page 11659

A second motion was entered to close further debate on Gorton Amendment No. 596, listed above, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the second cloture motion could also occur on Thursday, May 4, 1995.

Page 11659

A unanimous-consent time agreement was reached providing for further consideration of the bill on Wednesday, May 3, 1995, with votes on certain of the pending amendments to occur at 11:15 a.m.

Page 11656

Executive Reports of Committees: The Senate received the following executive report of a committee:

Extradition Treaty with Jordan (Treaty Doc. 104–3). (Exec. Rept. 104–2)

Page 11670

Messages From the President: Senate received the following messages from the President of the United States: Transmitting the report on rescission proposals; which was referred jointly, pursuant to the order of January 30, 1975, as modified by the order of April 11, 1986, to the Committee on Appropriations, to the Committee on the Budget, to the Committee on Commerce, Science, and Transportation, and to the Committee on the Judiciary. (PM–43).

Page 11669

Nominations Received: Senate received the following nominations:

William H. LeBlanc III, of Louisiana, to be a Commissioner of the Postal Rate Commission for a term expiring November 22, 2000.

Jacob Joseph Lew, of New York, to be Deputy Director of the Office of Management and Budget.

Richard J. Stern, of Illinois, to be a Member of the National Council on the Arts for a term expiring September 3, 2000.

3 Air Force nominations in the rank of general.

A routine list in the Air Force.

Page 11679

Messages From the President: **Page 11669**

Messages From the House: **Page 11669**

Communications: **Page 11669**

Executive Reports of Committees: **Page 11670**

Statements on Introduced Bills: **Page 11670**

Additional Cosponsors: **Page 11675**

Amendments Submitted: **Page 11675**

Authority for Committees: **Page 11677**

Additional Statements: **Page 11677**

Record Votes: Eight record votes were taken today. (Total–144)

Pages 11601, 11602, 11603

Recess: Senate convened at 10 a.m., and recessed at 9:08 p.m., until 9 a.m., on Wednesday, May 3, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11679.)

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development concluded hearings on proposed budget estimates for fiscal year 1996 for energy and water development programs, after receiving testimony in behalf of funds for their respective activities from John H. Zirschky, Acting Assistant Secretary of the Army for Civil Works; Lt. Gen. Arthur E. Williams, Chief, United States Army Corps of Engineers; and Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior.

APPROPRIATIONS—FOREST SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Forest Service, receiving testimony from James R. Lyons, Under Secretary for Natural Resources and Environment, and Jack Ward Thomas, Chief, Forest Service, both of the Department of Agriculture.

Subcommittee will meet again on Thursday, May 11.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Gen. Dennis J. Reimer, USA, to be Chief of Staff of the Army, and for reappointment to the grade of general, and Lt. Gen. Charles C. Krulak, USMC, to be Commandant of the Marine Corps, and for appointment to the grade of general, after the nominees testified and answered questions in their own behalf. Mr. Reimer was introduced by Senator Nickles, and Mr. Krulak was introduced by Senator Inouye.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on space programs and the Space Management Initiative, receiving testimony from Maj. Gen. Robert S. Dickman, USAF, Director, Space Programs (SAF/AQS); Rear Adm. Philip S. Anselmo, USN, Deputy Director, Space and Electronic Warfare (N6B); Brig. Gen. Peter C. Franklin, USA, Assistant Deputy for Systems Management and International Cooperation; Stephen A. Cambone, Center for Strategic and International Studies, Washington, D.C.; and Scott Pace, RAND Corporation, Santa Monica, California.

Subcommittee recessed subject to call.

ECONOMIC GROWTH AND REGULATORY PAPERWORK REDUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief held hearings on S. 650, to increase the amount of credit available to fuel local, regional, and national economic growth by reducing the regulatory burden imposed upon financial institutions, receiving testimony from Richard S. Carnell, Assistant Secretary for Financial Institutions, Eugene A. Ludwig, Comptroller of the Currency, and Jonathan L. Fiechter, Acting Director of the Office of Thrift Supervision, all of the Department of the Treasury; Susan M. Phillips, Member, Board of Governors of the Federal Reserve System; and Ricki Tigert Helfer, Chairman, Federal Deposit Insurance Corporation.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nomination of Lawrence Harrington, of Tennessee, to be United States Alternate Executive Director of the Inter-American Development Bank;

The Treaty Between the United States and the Republic of Panama on Mutual Assistance in Criminal Matters, with Annex and Appendices, signed at Panama on April 11, 1991 (Treaty Doc. 102–15), with two provisos; and

The Extradition Treaty Between the Government of the United States and the Government of the Hashemite Kingdom of Jordan, signed at Washington on March 28, 1995 (Treaty Doc. 104–3).

NAVY SHIP PROCUREMENT

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine waste and mismanagement in the United States Navy ship procurement system, focusing on a 1985 contract known as the Navy T–AO Kaiser Class Oiler Contract, in which the Navy never received two ships, receiving testimony from Derek J. Vander Schaaf, Deputy Inspector General, Timothy J. Staehling, Program Manager, and David P. Cole, Auditor, all of the Department of Defense; Capt. C.J. (Pete) Schrodt, USN (Ret.), Pocatello, Idaho, former Supervisor of Shipbuilding, Brooklyn, New York; and Capt. Karl M. Klein, USN (Ret.), Atlantic Beach, Florida, former Supervisor of Shipbuilding, Jacksonville, Florida.

Hearings continue on Thursday, May 4.

LEGAL SYSTEM COSTS

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine proposals to reform the legal system in an effort to reduce costs to consumers, after receiving testimony from Senator Abraham; Gerald E. Thomson, American College of Physicians, Washington, D.C.; Neil Vidmar, Duke University School of Law, Durham, North Carolina; Timothy R. McCormick, Park Ridge Health System, Rochester, New York, on behalf of the National Council of Community Hospitals; Glenn Bailey, Keene Corporation, New York, New York; David Johnson, Shive-Hattery Engineers and Architects, Inc., Cedar Rapids, Iowa, on behalf of the American Consulting Engineers Council; J. Robert Hunter, Consumer Federation of America, Arlington, Virginia; Jeffrey O'Connell, University of Virginia Law School, Charlottesville; and Herbert M. Kritzer, University of Wisconsin Law School, Madison.

NOMINATION

Committee on Labor and Human Resources: Committee held hearings on the nomination of Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps, and Surgeon General of the Public Health Service, Department of Health and Human Services, after the nominee, who was introduced by Senator Murray and Representatives Ford and Clement, testified and answered questions in his own behalf. Testimony was also received from Representatives Stokes, Coburn, and Lowey.

Hearings continue tomorrow.

INDIAN SELF-GOVERNANCE

Committee on Indian Affairs: Committee concluded oversight hearings on how the Indian Health Service is implementing the Tribal Self-Governance Project, after receiving testimony from Michel Lincoln, Deputy Director, Indian Health Service, Department of Health and Human Services; Dale Risling, Hoopa Valley Indian Tribe, Hoopa, California; Marge Anderson, Mille Lacs Band of Ojibwe, Onamia, Minnesota; Lindsey Manning, Duck Valley Shoshone-Paiute Tribe, Owyhee, Nevada; and Pamela Iron, Cherokee Nation, Tahlequah, Oklahoma.

House of Representatives

Chamber Action

Bills Introduced: Twenty-one public bills, H.R. 1528–1548; two private bills, H.R. 1549–1550; and three resolutions, H.J. Res. 86, and H. Res. 137–138, were introduced.

Page 11590

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wicker to act as Speaker pro tempore for today.

Page 11519

Recess: House recessed at 10:45 a.m. and reconvened at 11:00 a.m.

Page 11522

Private Visit of President of the People's Republic of China: By a yea-and-nay vote of 396 yeas, Roll No. 304, the House suspended the rules and agreed to H. Con. Res. 53, amended, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the People's Republic of China on Taiwan to the United States.

Pages 11525, 11533

Agreed to the Bereuter amendment in the nature of a substitute.

Page 11533

Committee to Sit: It was made in order that the Committees on Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, and International Relations be permitted to sit today during proceedings of the House under the five-minute rule.

Page 11531

Emergency Supplemental Appropriation: House disagreed to the Senate amendment to H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995; and agreed to a conference. Appointed as conferees: Representatives Livingston, Myers of Indiana, Regula, Lewis of California, Porter Rogers, Skeen, Wolf, DeLay, Vucanovich, Lightfoot, Callahan, Obey, Yates, Stokes, Bevill, Fazio, Hoyer, Durbin, Coleman, and Mollohan.

Pages 11531, 11560

Subsequently, the Speaker appointed Representative Packard as an additional conferee on the part of the House.

Page 11560

By a yea-and-nay vote of 187 yeas to 207 nays, Roll No. 303, rejected the Obey motion to instruct House conferees to agree to Senate amendment numbered 1, except for Senate action under title IV deleting the "Deficit Reduction Lock-Box", Senate language rescinding $100 million from Veterans Administration medical care and construction, and except for Senate action under Chapter IV related to "Debt Relief for Jordan".

Page 11531

Presidential Message—Proposed Rescissions: Read a message from the President wherein he transmits his report on three rescission proposals totaling $132 million, affecting the Departments of Justice and Transportation, and the National Aeronautics and Space Administration—referred to the Committee on Appropriations and ordered printed (H. Doc. 104–59).

Page 11534

Condemnation of the Bombing in Oklahoma City: By a yea-and-nay vote of 409 yeas, with 3 voting "present", Roll No. 305, the House agreed to H. Res. 135, condemning the bombing in Oklahoma City.

Page 11534

Hydrogen Future Act: House passed H.R. 655, to authorize the hydrogen research, development, and demonstration programs of the Department of Energy.

Page 11542

Agreed to the committee amendment in the nature of a substitute.

Page 11550

Agreed To:

The Brown of California technical amendment;

Page 11551

The Traficant amendment that provides that, in the Secretary of Energy's reports to Congress on the hydrogen research and development program, special emphasis be paid to information on the economic benefits accrued to the United States due to the exchange of generic, nonproprietary information and technology among industry, academia, and the Federal Government; and

Page 11551

The Walker amendment that provides conforming language to comply with those cost-sharing provisions under the General Agreement on Tariffs and Trade, including the increasing of hydrogen research cost-sharing from 20 percent to 25 percent.

Page 11552

Rejected:

The Olver amendment that sought to reduce spending authorization levels from $25 million to $19 million in fiscal year 1996; from $35 million to $22 million in fiscal year 1997; and from $40 million to $26 million in fiscal year 1998 (rejected by a recorded vote of 201 ayes to 214 noes, Roll No. 306); and

Page 11552

The Brown of California amendment that sought to delete provisions providing for an overall cap on fiscal year 1996, 1997, and 1998 spending for hydrogen research and development not to exceed the total amount obligated for such activities for fiscal year 1995 (rejected by a recorded vote of 155 ayes to 257 noes, Roll No. 307).

Page 11555

Agreed to amend the title.

Page 11559

H. Res. 136, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 11542

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 11532, 11533, 11541, 11554, 11559. There were no quorum calls.

Adjournment: Met at 9:30 a.m. and adjourned at 7:25 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary continued appropriation hearings. Testimony was heard from public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Munitions Issues. Testimony was heard from Brig. Gen. William R. Holmes, USA, Deputy for Ammunition, Office of the Assistant Secretary of the Army (Research, Development and Acquisition), Department of Defense.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on the Department of Housing and Urban Development. Testimony was heard from Henry G. Cisneros, Secretary of Housing and Urban Development.

INTERNATIONAL FINANCIAL INSTITUTIONS AUTHORIZATION

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the Administration's plan for authorization of the fiscal year 1996 funding for the International Financial Institutions. Testimony was heard from the following officials of the Department of the Treasury: Lawrence H. Summers, Under Secretary, International Affairs; and Susan B. Levine, Deputy Assistant Secretary, International Development, Debt and Environment Policy; and public witnesses.

IMPACT OF FEDERAL REGULATIONS ON STATE AND LOCAL GOVERNMENTS

Committee on the Budget: Held a hearing on the Impact of Federal Regulations on State and Local Governments. Testimony was heard from the following Governors: Tommy Thompson, Wisconsin; and Pete Wilson, California; and the following Mayors: Bret Schundler, Jersey City, New Jersey; and Jim Patterson, Fresno, California.

OVERSIGHT—ADULT EDUCATION ACT AND NATIONAL LITERACY ACT

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held an oversight hearing on the Adult Education Act and the National Literacy Act. Testimony was heard from the following officials of the Department of Education: Augusta Kappner, Assistant Secretary, Vocational and Adult Education; and Andrew J. Hartman, Director, National Institute for Literacy; Jean Hurley Simon, Chairperson, U.S. National Commission on Libraries and Informational Science; Cheryl L. Keenan, Director, Bureau of Adult Basic and Literacy Education, State of Pennsylvania; Bob Bickerton, Administrator, Adult and Community Learning Services, Department of Education, State of Massachusetts; Steve Steurer, Office of Correctional Education, Department of Education, State of Maryland; and public witnesses.

AFFIRMATIVE ACTION

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on Affirmative Action. Testimony was heard from public witnesses.

NATIONAL PERFORMANCE REVIEW

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on the National Performance Review. Testimony was heard from the following officials of the OMB: Alice M. Rivlin, Director; and John Koskinen, Deputy Director; the following officials of the GAO: Charles A. Bowsher, Comptroller General; L. Nye Stevens, Deputy Director, General Government Division; and Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division; and public witnesses.

CORRECTIONS DAY POLICY AND PROCEDURES

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs and the Subcommittee on Rules and Organization of the House of the Committee on Rules held a joint hearing on "Corrections Day Policy and Procedures". Testimony was heard from Speaker Gingrich; Representatives DeLay, Vucanovich and Bilbray; Roger Cornett, Mayor, Richmond, Indiana; and public witnesses.

REGULATORY SUNSET AND REVIEW ACT

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs concluded hearings on H.R. 994, Regulatory Sunset and Review Act of 1995, Part 2. Testimony was heard from Judy Feder, Principle Deputy Assistant Secretary, Planning and Evaluation, Department of Health and Human Services; James Gilliland, General Counsel, USDA; Edward Knight, General Counsel, Department of the Treasury; Stephen Kaplan, General Counsel, Department of Transportation; Richard Roberts, Commissioner, SEC; and William E. Kennard, General Counsel, FCC.

U.S. SANCTIONS ON IRAN: NEXT STEPS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on United States Sanctions on Iran: Next Steps. Testimony was held from Representative King; Peter Tarnoff, Under Secretary, Department of State; and public witnesses.

MEDICARE HOSPITAL INSURANCE TRUST FUND

Committee on Ways and Means: Held a hearing on the Medicare Hospital Insurance Trust Fund. Testimony was heard from Donna E. Shalala, Secretary of Health and Human Services and Trustee, Federal Hospital Insurance Trust Fund; June E. O'Neil, Director, CBO; and public witnesses.

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Wednesday, May 3, 1995

Senate

Chamber Action

Routine Proceedings, pages 11713–11884

Measures Introduced: Twelve bills and three resolutions were introduced, as follows: S. 745–756, S.J. Res. 33, and S. Res. 113 and 114.

Page 11813

Measures Passed:

Authorizing Legal Counsel Representation: Senate agreed to S. Res. 113, to authorize representation by Senate Legal Counsel.

Page 11860

Requesting Judicial Review: Senate agreed to S. Res. 114, to refer S. 740, entitled "A bill for the relief of Inslaw, Inc, and William A. Hamilton and Nancy Burke Hamilton" to the chief judge of the United States Court of Federal Claims for a report thereon.

Page 11860

Lost Creek Land Exchange: Committee on Energy and Natural Resources was discharged from further consideration of S. 103, entitled the "Lost Creek Land Exchange Act of 1995", and the bill was then passed.

Page 11860

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Page 11763

Adopted:

(1) By 51 yeas to 49 nays (Vote No. 146), Dole Modified Amendment No. 617 (to Amendment No. 596), to provide for certain limitations on punitive damages.

Page 11777

(2) DeWine Amendment No. 622 (to Amendment No. 617), to provide protection for individuals, small business, charitable organizations and other small entities from excessive punitive damage awards.

Page 11776

(3) DeWine Amendment No. 623 (to Amendment No. 617), regarding asset disclosure.

Page 11776

(4) Shelby/Heflin Modified Amendment No. 621 (to Amendment No. 617), to provide that a defendant may be liable for certain damages if the alleged harm to a claimant is death and certain damages are provided under State law.

Page 11777

(5) Gorton Amendment No. 683 (to Amendment No. 596), to revise the rules regarding claimants who are employees.

Page 11810

(6) Gorton Amendment No. 684 (to Amendment No. 596), to modify the rented or leased products provision.

Page 11810

(7) Gorton Amendment No. 685 (to Amendment No. 596), to toll the statute of limitation in certain actions brought against a product seller as manufacturer.

Page 11811

Rejected:

(1) Dorgan Amendment No. 619 (to Amendment No. 617), to establish uniform standards for the awarding of punitive damages. (By 51 yeas to 49 nays (Vote No. 145), Senate tabled the amendment.)

Page 11775

(2) Thompson Modified Amendment No. 618 (to Amendment No. 596), to limit the applicability of the uniform product liability provisions to actions brought in a Federal court under diversity jurisdiction. (By 58 yeas to 41 nays (Vote No. 147), Senate tabled the amendment.)

Pages 11777, 11807

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Page 11763

(2) Abraham Amendment No. 600 (to Amendment No. 596), to provide for proportionate liability for noneconomic damages in all civil actions whose subject matter affects commerce.

Page 11800

(3) Kyl Amendment No. 681 (to Amendment No. 596), to make improvements concerning alternative dispute resolution.

Page 11806

(4) Hollings Amendment No. 682 (to Amendment No. 596), to provide for product liability insurance reporting.

Page 11807

A unanimous-consent agreement was reached providing for votes to occur on certain of the pending amendments on Thursday, May 4, 1995, beginning at 12:15 p.m., with votes on the pending cloture motions to occur thereafter.

Page 11810

Appointment:

Canada-United States Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to

22 U.S.C. 276d–276g, as amended, appointed Senator Murray as Vice Chairman of the Senate Delegation to the Canada-United States Interparliamentary Group during the 104th Congress.

Page 11861

Treaty Approved: The following treaty having passed through the various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolution of ratification was agreed to:

Extradition Treaty with Jordan. (Treaty Doc. 104–3)

Page 11859

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting, a draft of proposed legislation entitled "The Immigration Enforcement Improvements Act of 1995"; to the Committee on the Judiciary. (PM–44).

Page 11811

Transmitting, a draft of proposed legislation entitled "The Antiterrorism Amendments Act of 1995"; to the Committee on the Judiciary. (PM–45).

Page 11812

Nominations Confirmed: Senate confirmed the following nominations:

Charles T. Manatt, of the District of Columbia, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1997.

Page 11863

Nominations Received: Senate received the following nominations:

Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Sudan.

Page 11863

Messages From the President: Page 11811

Messages From the House: Page 11812

Measures Referred: Page 11812

Measures Placed on Calendar: Page 11812

Communications: Page 11812

Executive Reports of Committees: Page 11813

Statements on Introduced Bills: Page 11814

Additional Cosponsors: Page 11841

Amendments Submitted: Page 11842

Notices of Hearings: Page 11859

Authority for Committees: Page 11859

Record Votes: Three record votes were taken today. (Total—147)

Pages 11775, 11777, 11808

Recess: Senate convened at 9 a.m., and recessed at 7:28 p.m., until 9:30 a.m., on Thursday, May 4, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11863.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Agriculture, receiving testimony from Daniel R. Glickman, Secretary, Richard E. Rominger, Deputy Secretary, and Stephen B. Dewhurst, Budget Officer, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, May 10.

PEACE OPERATIONS

Committee on Armed Services: Subcommittee on Airland Forces held hearings to examine peace operations, receiving testimony from Edward L. Warner, III, Assistant Secretary of Defense for Strategy and Requirements; Lt. Gen. Wesley K. Clark, USA, Director for Strategic Plans and Policy (J–5), Office of the Joint Chiefs of Staff; Lt. Gen. Anthony C. Zinni, USMC, Commanding General, 1st Marine Expeditionary Force; Gen. Joseph P. Hoar, USMC (Ret.), Delmar, California; and Jeane J. Kirkpatrick, American Enterprise Institute, Jonathan Dean, Union of Concerned Scientists, and John R. Bolton, National Policy Forum, all of Washington, D.C.

Subcommittee recessed subject to call.

ECONOMIC GROWTH AND REGULATORY PAPERWORK REDUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Regulatory Relief concluded hearings on S. 650, to increase the amount of credit available to fuel local, regional, and national economic growth by reducing the regulatory burden imposed upon financial institutions, after receiving testimony from Henry G. Cisneros, Secretary of Housing and Urban Development; James M. Culberson, Jr., First National Bank and Trust Company, Ashboro, North Carolina, on behalf of the American Bankers Association; Richard L. Mount, Saratoga National Bank, Saratoga, California, on behalf of the Independent Bankers Association of America; Billy Don Anderson, Valley Federal Savings Bank, Sheffield, Alabama, on behalf of the America's Community Bankers; Ralph Rohner, Catholic University School of Law, on behalf of the Consumer Bankers Association, Michelle Meier, Consumers Union, on behalf of the Consumer Federation of America and the U.S. Public Interest Group, Frances B. Smith, Consumer Alert, Irvin Henderson, National Community Reinvestment Coalition, Allen J. Fishbein, Center for Community Change, Catherine P. Bessant, NationsBank, and Benson F. Roberts, Local Initiatives Support Corporation, all of Washington, D.C.; Warren R. Lyons, Textron, Inc., Irvine, California, on behalf of the American Financial Services Association; Gale

Cincotta, National Training and Information Center and National People's Action, and John P. Davey, Draper and Kramer, Inc., on behalf of the Mortgage Bankers Associations, both of Chicago, Illinois; Tess Canja, American Association of Retired Persons, Port Charlotte, Florida; and George Butts, Association of Community Organizations for Reform Now, Philadelphia, Pennsylvania.

MEDICARE SOLVENCY

Committee on the Budget: Committee held hearings to examine solvency in the Medicare program, focusing on proposals to reform the Medicare system in an effort to ensure future health care benefits for the elderly, receiving testimony from David M. Walker and Stanford G. Ross, each a Public Trustee, Social Security and Medicare Board of Trustees, Baltimore, Maryland; Roland E. (Guy) King, Ernst and Young, and William L. Roper, The Prudential Insurance Company of America, Inc., both a former Chief Actuary, Health Care Financing Administration, and Deborah Steelman, Law Offices of Deborah Steelman, former Associate Director for Human Resources, Office of Management and Budget, all of Washington, D.C.; and Karen Davis, The Commonwealth Fund, New York, New York.

Hearings continue tomorrow.

NATIONAL HIGHWAY SYSTEM DESIGNATION ACT

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure approved for full committee consideration, with an amendment in the nature of a substitute, S. 440, to provide for the designation of the National Highway System.

ALTERNATIVE MINIMUM TAX

Committee on Finance: Committee held hearings to examine the effectiveness of the alternative minimum tax within the current Federal income tax system, receiving testimony from Leslie B. Samuels, Assistant Secretary of the Treasury for Tax Policy; Andrew B. Lyon, Brookings Institution, and Robert S. McIntyre, Citizens for Tax Justice, both of Washington, D.C.; George A. Plesko, Northeastern University, Boston, Massachusetts; and Thomas J. Usher, USX Corporation, Pittsburgh, Pennsylvania, on behalf of the National Association of Manufacturers.

Hearings were recessed subject to call.

NATO ENLARGEMENT 2

Committee on Foreign Relations: Subcommittee on European Affairs concluded hearings to examine proposals to expand the membership of the North Atlantic Treaty Organization (NATO), focusing on security to current members and how an enlarged NATO would be perceived by allies and Russia, after receiving testimony from Ronald Asmus, The RAND Corporation, Santa Monica, California; Paula J. Dobriansky, Hunton and Williams, Richard R. Burt, International Equity Partners, and Dimitri K. Simes, Nixon Center for Peace and Freedom, all of Washington, D.C.; and Jack F. Matlock, Jr., Columbia University, New York, New York.

TELECOMMUNICATIONS ANTITRUST

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition concluded hearings to examine antitrust issues as contained in proposals to reform the telecommunications industry, focusing on provisions of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, and S. 664, to ensure the competitive availability of consumer electronics devices affording access to telecommunications system services, after receiving testimony from Senator Cohen; Anne K. Bingaman, Assistant Attorney General, Antitrust Division, Department of Justice; Larry Irving, Assistant Secretary of Commerce for Communications and Information; Howard H. Baker, Baker, Donelson, Bearman and Caldwell, on behalf of the Competitive Long Distance Coalition, Decker Anstrom, National Cable Television Association, and Peter W. Huber, Kellogg, Huber and Hansen, all of Washington, D.C.; Lawrence A. Sullivan, Southwestern University School of Law, Los Angeles, California; Royce J. Holland, MFS Communications Company, Inc., Oakbrook Terrace, Illinois; James R. Young, Bell Atlantic Corporation, Arlington, Virginia; and Richard Cowart, Vermont Public Service Board, Montpelier, on behalf of the National Association of Regulatory Utility Commissioners.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps, and Surgeon General of the Public Health Service, Department of Health and Human Services, after the nominee further testified and answered questions in his own behalf.

NOMINATION

Select Committee on Intelligence: Committee ordered favorably reported the nomination of John M. Deutch, of Massachusetts, to be Director of Central Intelligence.

House of Representatives

Chamber Action

Bills Introduced: Twenty-six public bills, H.R. 1551–1576; one private bill, H.R. 1577; and one resolution, H.J. Res. 87, were introduced.

Page 11745

Reports Filed: Reports were filed as follows:

H. Res. 139, providing for the consideration of H.R. 1361, to authorize appropriations for fiscal year 1996 for the Coast Guard (H. Rept. 104–111); and

H.R. 961, to amend the Federal Water Pollution Control Act, amended (H. Rept. 104–112).

Page 11745

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Inglis of South Carolina to act as Speaker pro tempore for today.

Page 11713

Legislative Program: The Majority Leader announced the legislative program for the week of May 8.

Page 11717

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, May 9, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 11718

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 10.

Page 11718

Review Panel: The Speaker, pursuant to House Rule 51, clause 7, appointed Representative Ehlers as chairman of the review panel established by the Rule for the 104th Congress.

Page 11720

Mexico-United States Interparliamentary Group: The Speaker appointed the following Members of the House as members of the United States delegation of the Mexico-United States Interparliamentary Group for the first session of the 104th Congress: Representatives Ballenger, Vice Chairman, Gilman, Dreier, Salmon, Hayworth, Brownback, de la Garza, Gejdenson, Coleman, Miller of California, and Rangel.

Page 11742

Presidential Message—Immigration Enforcement: Read a message from the President wherein he transmits proposed legislation entitled "Immigration Enforcement Improvements Act of 1995"—referred to the Committees on the Judiciary, Economic and Educational Opportunities, and Commerce and ordered printed (H. Doc. 104–68).

Page 11742

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11:00 a.m., and pursuant to the provisions of H. Con. Res. 58, adjourned at 2:19 p.m. until 12:30 p.m. on Tuesday, May 9.

Committee Meetings

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Navy/Marine Corps Acquisition. Testimony was heard from the following officials of the Department of Defense: Nora Slatkin, Assistant Secretary of the Navy (Research, Development and Acquisition); VAdm. T. Joseph Lopez, USN, Deputy Chief of Naval Operations (Resources, Warfare Requirement and Assessment); and Lt. Gen. Charles E. Wilhelm, USMC, Commanding General, Marine Corps Combat Development Command.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held a hearing on Department of Housing and Urban Development. Testimony was heard from all the Assistant Secretaries of the Department of Housing and Urban Development.

MARKETS AND TRADING REORGANIZATION AND REFORM ACT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on H.R. 718, Markets and Trading Reorganization and Reform Act. Testimony was heard from James L. Bothwell, Director, Financial Institutions and Markets, GAO; and public witnesses.

PROPOSED ONE DOLLAR COIN

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the proposed One Dollar Coin. Testimony was heard from Senator Grams; Representatives Kolbe, Davis and Olver; James L. Blum, Associate Director, CBO; L. Nye Stevens, Deputy Director, General Government Division, GAO; and public witnesses.

PRIVATIZING GOVERNMENT SPONSORED ENTITIES

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning and the Subcommittee on National Economic Growth, Natural Resources and Regulatory Affairs of the Committee on Government Reform and Oversight held a joint hearing on Privatizing Government Sponsored Entities. Testimony was heard from Darcy Bradbury, Deputy Assistant Secretary, Federal Finance, Department of the Treasury; Leo Kornfeld, Senior Adviser to the Secretary, Department of Education; and public witnesses.

GSA'S SECURITY MEASURES AT FEDERAL OFFICE BUILDINGS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on GSA's Security Measures at Federal Office Buildings. Testimony was heard from the following officials of the GSA: Roger W. Johnson, Administrator; and Kenneth Kimbrough, Commissioner, Public Buildings Service.

HUMAN RIGHTS VIOLATIONS AT PORT AU PRINCE PENITENTIARY

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on Human Rights Violations at the Port Au Prince Penitentiary. Testimony was heard from Capt. Lawrence P. Rockwood, USA, Counter Intelligence Officer, Joint Task Force Headquarters, Haiti; and public witnesses.

DOMESTIC TERRORISM

Committee on the Judiciary: Subcommittee on Crime held a hearing on the issue of domestic terrorism. Testimony was heard from the following officials of the Department of Justice: Jamie S. Goralick, Deputy Attorney General; and Louis J. Freeh, Director, FBI; and the former officials of the Department of Justice: William P. Barr, Attorney General; George J. Terwillinger, III, former Deputy Attorney General; William H. Webster, former Director, FBI and CIA; and William M. Baker, former Assistant Director, Criminal Investigative Division, FBI; and public witnesses.

DEFENSE AUTHORIZATION

Committee on National Security: Concluded hearings on the fiscal year 1996 national defense authorization request. Testimony was heard from the following officials of the Department of Defense: Togo D. West, Jr., Secretary of the Army; John H. Dalton, Secretary of the Navy; and Sheila E. Widnall, Secretary of the Air Force.

COAST GUARD AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1361, Coast Guard Authorization Act for fiscal year 1996.

The rule waives section 302(f) (prohibiting consideration of legislation providing new entitlement authority in excess of a committee's allocation), section 401(b) (prohibiting consideration of legislation providing new entitlement authority which becomes effective during the fiscal year which ends in the calendar year in which the bill is reported), and section 308(a) (requiring a CBO cost estimate in the committee report on legislation containing new entitlement, spending, or budget authority, or a change in revenues) of the Congressional Budget Act of 1974 against consideration of the bill.

The rule makes in order as an original bill for the purpose of amendment the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill. The substitute shall be read by title rather than by section for amendment.

The rule also waives section 302(f) and section 401(b) of the Congressional budget Act and clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill) against the committee amendment in the nature of a substitute.

Finally, the rule provides for one motion to recommit, with or without instructions. Testimony was heard from Representatives Coble and Mineta.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported the following measures: H. Con. Res. 64, authorizing the 1995 Special Olympics Torch Relay to be run through the Capitol Grounds; and H.R. 842, amended, Truth in Budgeting Act.

The Committee also approved an 11(b) resolution for Oklahoma City.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Education, Training, Employment and Housing held an oversight hearing on the Veterans Vocational Rehabilitation and Counseling Service and the Veterans Employment and Training Service. Testimony was heard from Preston Taylor, Assistant Secretary for VETS, Department of Labor; R. John Vogel, Deputy Under Secretary, Benefits, Department of Veterans Affairs; and representatives of veterans organizations.

PHYSICIAN SELF-REFERRAL

Committee on Ways and Means: Subcommittee on Health held a hearing on Physician Self-Referral. Testimony was heard from the following officials of the Department of Health and Human Services: Kathy A. Buto, Associate Administrator, Policy, Health Care Financing Administration; and George F. Grob, Deputy Inspector General, Evaluation and Inspections, Office of the Inspector General; and public witnesses.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, but did not complete action thereon, and recessed subject to call.

Thursday, May 4, 1995

Senate

Chamber Action

Routine Proceedings, pages 11885–11947

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 757–760, and S. Con. Res. 12.

Page 11924

Measures Reported: Reports were made as follows:

S. 184, to establish an Office for Rare Disease Research in the National Institutes of Health. (S. Rept. No. 104–79)

Page 11923

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Page 11903

Adopted:

By 60 yeas to 39 nays (Vote No. 149), Kyl Amendment No. 681 (to Amendment No. 596), to make improvements concerning alternative dispute resolution.

Page 11909

Rejected:

(1) Abraham Amendment No. 600 (to Amendment No. 596), to provide for proportionate liability for noneconomic damages in all civil actions whose subject matter affects commerce. (By 51 yeas to 48 nays (Vote No. 148), Senate tabled the amendment.)

Page 11908

(2) Hollings Amendment No. 682 (to Amendment No. 596), to provide for product liability insurance reporting. (By 56 yeas to 43 nays (Vote No. 150), Senate tabled the amendment.)

Page 11909

Pending:

Gorton Amendment No. 596, in the nature of a substitute. **Page 11903**

During consideration of this measure today, Senate also took the following action:

By 46 yeas to 53 nays (Vote No. 151), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Gorton Amendment No. 596, listed above.

Page 11909

By 47 yeas to 52 nays (Vote No. 152), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Gorton Amendment No. 596, listed above.

Page 11913

Senate will resume consideration of the bill on Friday, May 5, 1995.

Nominations Received: Senate received the following nominations:

Andre M. Davis, of Maryland, to be United States District Judge for the District of Maryland.

Catherine C. Blake, of Maryland, to be United States District Judge for the District of Maryland.

Herbert F. Collins, of Massachusetts, to be a Member of the Thrift Depositor Protection Oversight Board for a term of three years.

43 Army nominations in the rank of General.

Page 11947

Communications: **Page 11923**

Statements on Introduced Bills: **Page 11924**

Additional Cosponsors: **Page 11936**

Amendments Submitted: **Page 11938**

Notices of Hearings: **Page 11938**

Authority for Committees: **Page 11939**

Additional Statements: **Page 11939**

Record Votes: Five record votes were taken today. (Total—152)

Pages 11909, 11910, 11913

Recess: Senate convened at 9:30 a.m., and recessed at 6:13 p.m., until 10 a.m., on Friday, May 5, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 11945.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on multilateral development banks, receiving testimony from Robert E. Rubin, Secretary of the Treasury.

Subcommittee will meet again on Thursday, May 11.

APPROPRIATIONS—COAST GUARD

Committee on Appropriations: Subcommittee on Transportation held hearings on proposed budget estimates for fiscal year 1996 for the United States Coast Guard, receiving testimony from Adm. Robert E. Kramek, Commandant, United States Coast Guard, Department of Transportation.

Subcommittee will meet again on Thursday, May 11.

APPROPRIATIONS—POSTAL SERVICE/OMB

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Alice M. Rivlin, Director, Office of Management and Budget; and Marvin T. Runyon, Postmaster General, United States Postal Service.

Subcommittee will meet again on Thursday, May 18.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee held open and closed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the Future Years Defense Program, focusing on the Ballistic Missile Defense Organization, receiving testimony from Lt. Gen. Malcolm R. O'Neill, USA, Director, and Adm. John T. Hood, both of the Ballistic Missile Defense Organization; and Sidney Graybeal, Science Applications International Corporation, and William R. Graham, both of McLean, Virginia.

Hearings were recessed subject to call.

FEDERAL HOUSING ADMINISTRATION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded hearings to examine the mission of the Federal Housing Administration (FHA), focusing on the Department of Housing and Urban Development's proposal to reform the structure, programs, and accountability of the FHA, after receiving testimony from Nicolas P. Retsinas, Assistant Secretary for Housing—Federal Housing Commissioner, Department of Housing and Urban Development; and Stephen Moore, CATO Institute, and G. Richard Dunnells, Holland and Knight, both of Washington, D.C.

MEDICARE SOLVENCY

Committee on the Budget: Committee concluded hearings to examine solvency in the Medicare Program, focusing on proposals to reform the Medicare system in an effort to ensure future health care benefits for the elderly, after receiving testimony from Donna E. Shalala, Secretary of Health and Human Services; June E. O'Neill, Director, Congressional Budget Office; and Henry J. Aaron, The Brookings Institution, Washington, D.C.

COMPUTER AND COMMUNICATIONS TECHNOLOGIES

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings on the Office of Science and Technology Policy's High-Performance Computing and Communications Program, focusing on the World Wide Web interactive computer technology, receiving testimony from John Toole, Director, National Coordination Office, High Performance Computing and Communications, Office of Science and Technology Policy (Bethesda, Maryland); Richard Gowen, South Dakota School of Mines and Technology, Rapid City; Steven Running, University of Montana, Missoula; and Bill Burrall, Moundsville Junior High, Moundsville, West Virginia.

Hearings were recessed subject to call.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment resumed oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act (P.L. 102–426), receiving testimony from Robert W. Varney, New Hampshire Department of Environmental Services, Concord, on behalf of the National Governor's Association; James C. Colman, Massachusetts Department of Environmental Protection, Boston, on behalf of the Association of State and Territorial Solid Waste Management Officials; Russell J. Harding, Michigan Department of Natural Resources, Detroit; Jonathan B. Howes, North Carolina Department of Environment, Health and Natural Resources, on behalf of the National Academy of Public Administrators; David R. Tripp, Stinson, Mag and Fizzell, Wichita, Kansas; Karen Florini, Environmental Defense Fund, and Kent Jeffreys, National Center for Policy Analysis, both of Washington, D.C.; and Velma Dunn, Phoenix, Arizona.

Hearings continue on Tuesday, May 9.

VACCINES FOR CHILDREN

Committee on Finance: Committee concluded hearings to examine the implementation and progress of the Vaccine For Children (VFC) Entitlement Program, focusing on barriers to immunization and the impact of the VFC on immunization rates, after receiving testimony from Kwai-Cheung Chan, Director for Program Evaluation in Physical Systems Areas, General Accounting Office; David Satcher, Director, Centers for Disease Control and Prevention, Department of Health and Human Services (Atlanta, Georgia); Lloyd F. Novick, New York State Department of Health, Albany; Irwin E. Redlener, Children's Health Fund, New York, New York; F. E. Thompson, Mississippi State Department of Health, Jackson; and David L. Wood, Cedars-Sinai Medical Center, Los Angeles, California.

ORGAN TRANSPLANTATION IN CHINA

Committee on Foreign Relations: Committee concluded hearings to examine China's use of executed prisoners' body organs for transplantation, after receiving testimony from Harry Wu, Laogai Research Foundation, Milipitas, California; David J. Rothman, Columbia University, and Bill Schulz, Amnesty International USA, both of New York, New York; Mike Jendrzejczyk, Human Rights Watch/Asia, Washington, D.C.; and Pei Qi Gao, London, England.

NAVY SHIP PROCUREMENT

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to examine waste and mismanagement in the United States Navy ship procurement system, focusing on a 1985 contract known as the Navy T–AO Kaiser Class Oiler Contract, in which the Navy never received two ships, receiving testimony from Steven S. Honigman, General Counsel, Ronald Kiss, Deputy Assistant Secretary of the Navy, and Harold V. Hanson, Contracting Officer, Naval Sea Systems Command, all of the Department of the Navy; William R. Boyles, Jr., Tampa Shipyards, Inc., Tampa, Florida; and Thomas C. Weller, Jr. and Ronald J. Stevens, both of Mobile, Alabama.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Mary Beck Briscoe, of Kansas, to be United States Circuit Judge for the Tenth Circuit; Peter C. Economus, to be United States District Judge for the Northern District of Ohio; John Garvan Murtha, to be United States District Judge for the District of Vermont; and George A. O'Toole, to be United States District Judge for the District of Massachusetts, after the nominees testified and answered questions in their own behalf. Ms. Briscoe was introduced by Senators Dole and Kassebaum, Mr. Economus was introduced by Senator Glenn, Mr. Murtha was introduced by Senators Jeffords and Leahy, and Mr. O'Toole was introduced by Senators Kennedy and Kerry.

COUNTER-TERRORISM

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information concluded hearings on S. 390, to improve the ability of the United States to respond to the international terrorism threat, and S. 735, to prevent and punish acts of terrorism, after receiving testimony from Senator Smith; Philip C. Wilcox, Jr., Coordinator for Counter-Terrorism, Department of State; Paul W. Virtue, Deputy General Counsel, Immigration and Naturalization Service, and Teresa Wynn Roseborough, Deputy Assistant Attorney General, Office of Legal Counsel, both of the Department of Justice; and Khalil E. Jahshan, National Association of Arab Americans, Sean Mc Manus, Irish National Caucus, David Cole, Georgetown University Law Center, Gregory T. Nojeim, American Civil Liberties Union, and Robert S. Rifkind, American Jewish Committee, all of Washington, D.C.

PRIMARY HEALTH CARE SERVICES

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation to authorize funds for the Public Health Service's Community and Migrant Health Center programs, the Health Care for the Homeless Program, and the Health Services for Residents of Public Housing Program, focusing on the Administration's proposal to consolidate the programs in an effort to provide more efficient and effective health care for the underprivileged, after receiving testimony from Ciro V. Sumaya, Administrator, and Marilyn H. Gaston, Director, both of the Health Resources and Services Administration, Public Health Service, Department of Health and Human Services (Rockville, Maryland); Mark V. Nadel, Associate Director, Health Financing and Policy Issues, Health, Education, and Human Services Division, General Accounting Office; John M. Silva, Family Health Care Centers, St. Louis, Missouri; Richard J. Morrissey, Kansas Department of Health and the Environment, Topeka; and Debra Singletary, Delmarva Rural Ministries, Dover, Delaware.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m., Tuesday, May 9.

Committee Meetings

No committee meetings were held.

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Friday, May 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 11948–11982

Measures Introduced: Two bills were introduced, as follows: S.761 and 762. **Page 11957**

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows: **Pages 11953, 11981**

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute. **Page 11953**

(2) Coverdell/Dole Amendment No. 690 (to Amendment No. 596), in the nature of a substitute. **Page 11981**

A motion was entered to close further debate on Amendment No. 690, listed above, and, by unanimous-consent agreement, a vote on the cloture motion will occur on Monday, May 8, 1995. **Page 11981**

A second motion was entered to close further debate on Amendment No. 690, listed above, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the second cloture motion could occur on Tuesday, May 9, 1995. **Page 11981**

A unanimous-consent agreement was reached providing for further consideration of the bill on Monday, May 8, 1995.

Page 11981

Executive Reports of Committees: The Senate received the following executive report of a committee:

Treaty with Panama on Mutual Assistance in Criminal Matters, with two provisos (Treaty Doc. 102–15). (Exec. Rept. 104–3)

Page 11956

Appointments:

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed Senators Grassley and Hutchison as members of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the First Session of the 104th Congress, to be held in Huntsville, Ontario, Canada, May 11–22, 1995.

Page 11981

Nominations Received: Senate received the following nominations:

John W. Carlin, of Kansas, to be Archivist of the United States.

Robert F. Rider, of Delaware, to be a Governor of the United States Postal Service for the remainder of the term expiring December 8, 1995.

Robert F. Rider, of Delaware, to be a Governor of the United States Postal Service for the term expiring December 8, 2004.

Page 11982

Measures Read First Time: **Page 11956**

Communications: **Page 11956**

Executive Reports of Committees: **Page 11956**

Statements on Introduced Bills: **Page 11957**

Additional Cosponsors: **Page 11972**

Amendments Submitted: **Page 11973**

Notices of Hearings: **Page 11978**

Authority for Committees: **Page 11978**

Additional Statements: **Page 11978**

Recess: Senate convened at 10 a.m., and recessed at 3:53 p.m., until 11 a.m., on Monday, May 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 11982.)

Committee Meetings

MEDICARE PROGRAM

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings to examine waste, fraud, and abuse in the Medicare Program, receiving testimony from Frank Reilly, Director, Accounting and Information Management Division, IRM–HEHS Group, General Accounting Office; Steve Pelovitz, Associate Administrator, Health Care Financing Administration, Department of Health and Human Services; Nancy Boyer, Equifax Analytical Services, Inc., Fairport, New York; John T. Kelly, GMIS Incorporated, Malvern, Pennsylvania; and Leroy Henrich, Blue Cross/Blue Shield of Oregon, Portland.

Subcommittee will meet again on Thursday, May 11.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology held hearings on S. 727, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense and to prescribe military personnel strengths for fiscal year 1996, focusing on the implications of the revolution in military affairs, receiving testimony from Adm. William A. Owens, USN, Vice Chairman, Joint Chiefs of Staff; Andrew W. Marshall, Director, Net Assessment, Department of Defense; and Andrew Krepinevich, Defense Budget Project, and Daniel Gouré, Center for Strategic and International Studies, both of Washington, D.C.

Subcommittee will meet again on Wednesday, May 17.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m., Tuesday, May 9.

Committee Meetings

No committee meetings were held.

Joint Meetings

EMPLOYMENT SITUATION

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for April, receiving testimony from Katherine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, May 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 11983–12050

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 763–765, and S. Res. 115 and 116.

Pages 12033, 12035

Measures Passed:

V–E Day: By a unanimous vote of 94 yeas (Vote No. 154), Senate agreed to S. Res. 115, expressing the sense of the Senate that America's World War II veterans and their families are deserving of this nation's respect and appreciation on the 50th anniversary of V–E Day.

Pages 12011, 12012

Commending the Lakota and Dakota Code Talkers: Senate agreed to S. Res. 116, recognizing and commending the Lakota and Dakota Code Talkers.

Page 12032

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Pages 11998, 12032

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Page 11998

(2) Coverdell/Dole Amendment No. 690 (to Amendment No. 596), in the nature of a substitute.

Page 11998

(3) Gorton/Rockefeller Modified Amendment No. 709 (to Amendment No. 690), in the nature of a substitute.

Page 12003

During consideration of this measure today, Senate also took the following action:

By 43 yeas to 49 nays (Vote No. 153), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Coverdell/Dole Amendment No. 690, listed above.

Page 12012

A third motion was entered to close further debate on Amendment No. 690, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the third cloture motion could occur on Wednesday, May 10, 1995.

Page 12032

Senate will resume consideration of the bill on Tuesday, May 9, 1995, with a second cloture vote to occur thereon.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Extradition Treaty with Hungary (Treaty Doc. No. 104–5).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 12031

Nomination Considered: Senate began consideration of the nomination of John M. Deutch, of Massachusetts, to be Director of Central Intelligence.

Page 12047

Senate will resume consideration of the nomination on Tuesday, May 9, 1995, with a vote to occur thereon.

Page 12047

Appointments:

Mexico-United States Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senator Bingaman as a member of the Senate Delegation to the Mexico-United States Interparliamentary Group during the First Session of the 104th Congress, to be held in Tucson, Arizona, May 12–14, 1995.

Page 12047

North Atlantic Assembly Spring Meeting: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed Senators Murkowski, Brown, Gregg, Hutchison, Johnston, Pryor, and Akaka as members of the Senate Delegation to the North Atlantic Assembly Spring Meeting during the First Session of the 104th Congress, to be held in Budapest, Hungary, May 25–29, 1995.

Page 12047

Nominations Confirmed: Senate confirmed the following nominations:

Joe Bradley Pigott, of Mississippi, to be United States Attorney for the Southern District of Mississippi for the term of four years.

Maxine M. Chesney, of California, to be United States District Judge for the Northern District of California.

Eldon E. Fallon, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

Curtis L. Collier, of Tennessee, to be United States District Judge for the Eastern District of Tennessee.

Joseph Robert Goodwin, of West Virginia, to be United States District Judge for the Southern District of West Virginia.

Harriet M. Zimmerman, of Florida, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Pages 12032, 12047

Nominations Received: Senate received the following nominations:

Leo K. Goto, of Colorado, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of two years.

Patrick M. Ryan, of Oklahoma, to be United States Attorney for the Western District of Oklahoma for the term of four years.

Page 12047

Communications: **Page 12033**

Statements on Introduced Bills: **Page 12034**

Additional Cosponsors: **Page 12035**

Amendments Submitted: **Page 12036**

Notices of Hearings: **Page 12045**

Additional Statements: **Page 12045**

Record Votes: Two record votes were taken today. (Total–154)

Pages 12012, 12013

Recess: Senate convened at 11 a.m., and recessed at 6:22 p.m., until 9:15 a.m., on Tuesday, May 9, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 12047.)

Committee Meetings

1996 BUDGET

Committee on the Budget: Committee began markup of a proposed concurrent resolution on the fiscal year 1996 budget for the Federal Government, but did not complete action thereon, and will meet again tomorrow.

RAMSPECK ACT

Committee on Governmental Affairs: Subcommittee on Post Office and Civil Service concluded hearings to review the implementation of the Ramspeck Act of 1940, which allows the Federal Government to retain the services of certain former congressional employees, and S. 177, to repeal the Ramspeck Act, after receiving testimony from Senator McCain; James B. King, Director, Office of Personnel Management; Nancy R. Kingsbury, Director, Federal Human Resource Management Issues, General Government Division, General Accounting Office; and Mark R. Levin, Landmark Legal Foundation, Kansas City, Missouri.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12:30 p.m. on Tuesday, May 9.

Committee Meetings

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Subcommittee on International Operations and Human Rights began markup of H.R. 1561, American Overseas Interests Act.

Will continue tomorrow.

Tuesday, May 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 12051–12284

Measures Introduced: Twenty bills and three resolutions were introduced, as follows: S. 766–785, and S. Res. 117–119.

Pages 12098, 12119

Measures Passed:

Visit of Lee Teng-hui of Taiwan: By 97 yeas to 1 nay (Vote No. 157), Senate agreed to H. Con. Res. 53, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States.

Page 12067

United States—Japan Trade Relations: By 88 yeas to 8 nays (Vote No. 158), Senate agreed to S. Res. 118, concerning United States—Japan trade relations.

Pages 12083, 12120

Authorizing Senate Testimony: Senate agreed to S. Res. 119, to authorize testimony by Senate employee and representation by Senate Legal Counsel.

Pages 12120, 12130

Product Liability Fairness Act: Senate continued consideration of H.R. 956, to establish legal standards and procedures for product liability litigation, taking action on amendments proposed thereto, as follows:

Pages 12065, 12078, 12091

Adopted:

Gorton/Rockefeller Modified Amendment No. 709 (to Amendment No. 690), in the nature of a substitute.

Pages 12066, 12078

Pending:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Page 12066

(2) Coverdell/Dole Amendment No. 690 (to Amendment No. 596), in the nature of a substitute.

Page 12066

(3) Shelby/Heflin Modified Amendment No. 693 (to Amendment No. 690), to provide that a defendant may be liable for certain damages if the alleged harm to a claimant is death and certain damages are provided for under State law.

Page 12086

(4) Harkin Amendment No. 749 (to Amendment No. 690), to adjust the limitation on punitive damages that may be awarded against certain defendants.

Page 12092

During consideration of this measure today, Senate also took the following action:

By 60 yeas to 38 nays (Vote No. 156), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on Coverdell/Dole Amendment No. 690, listed above.

Page 12066

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, with a vote on final disposition to occur on Wednesday, May 10, 1995.

Page 12091

Senate will resume consideration of the bill on Wednesday, May 10, 1995.

Solid Waste Disposal Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, on Wednesday, May 10, 1995.

Page 12091

Appointments:

Canada-United States Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed Senator Akaka as a member of the Senate Delegation to the Canada-United States Interparliamentary Group during the First Session of the 104th Congress, to be held in Huntsville, Ontario, Canada, May 18–22, 1995.

Page 12130

Mexico-United States Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senator Feinstein as a member of the Senate Delegation to the Mexico-United States Interparliamentary Group during the First Session of the 104th Congress, to be held in Tucson, Arizona, May 12–14, 1995.

Page 12130

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 98 yeas (Vote No. 155 EX), John M. Deutch, of Massachusetts, to be Director of Central Intelligence.

Pages 12064, 12131

Nominations Received: Senate received the following nominations:

John P. White, of Massachusetts, to be Deputy Secretary of Defense.

Page 12131

Communications:	Page 12098
Executive Reports of Committees:	Page 12098
Statements on Introduced Bills:	Page 12099
Additional Cosponsors:	Page 12118
Amendments Submitted:	Page 12120
Notices of Hearings:	Page 12127
Authority for Committees:	Page 12128
Additional Statements:	Page 12128

Record Votes: Four record votes were taken today. (Total—158)

Pages 12065, 12066, 12075, 12085

Recess: Senate convened at 9:15 a.m., and recessed at 8:13 p.m., until 9:30 a.m., on Wednesday, May 10, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 12130.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the National Guard and Reserve programs, receiving testimony from Lt. Gen. Edward D. Baca, USA, Chief, National Guard Bureau; Maj. Gen. John R. D'Araujo, Jr., Director, Army National Guard; Maj. Gen. Donald W. Shepperd, USAF, Director, Air National Guard; Maj. Gen. Max Baratz, USA, Chief of Army Reserve; Rear Adm. Thomas F. Hall, USN, Director of Naval Reserve; Maj. Gen. James Livingston, USMC, Commanding General of Marine Forces Reserve; and Maj. Gen. Robert A. McIntosh, USAF, Chief of Air Force Reserve.

Subcommittee will meet again on Wednesday, May 17.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1996 for military construction programs of the Department of Defense, receiving testimony in behalf of funds for their respective activities from Robert B. Pirie, Jr., Assistant Secretary of the Navy (Installations and Environment); and Jimmy G. Dishner, Deputy Assistant Secretary of the Air Force (Installations).

Subcommittee will meet again on Thursday, May 25.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Seapower concluded hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on the Department of the Navy's implementation of its strategy for Littoral Warfare, after receiving testimony from Nora Slatkin, Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Adm. T. Joseph Lopez, USN, Deputy Chief of Naval Operations, Warfare Requirements and Assessment; and Lt. Gen. Charles E. Wilhelm, USMC, Commanding General, Marine Corps Combat Development Command.

1996 BUDGET

Committee on the Budget: Committee continued markup of a proposed concurrent resolution on the fiscal year 1996 budget for the Federal Government, but did not complete action thereon, and will meet again tomorrow.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment resumed oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act, focusing on the impact of Superfund on Federal facility cleanup programs, receiving testimony from Thomas P. Grumbly, Assistant Secretary of Energy for Environmental Management; Sherri W. Goodman, Deputy Under Secretary of Defense for Environmental Security; Christopher Jones, Ohio Attorney General's Office, Columbus; Frank L. Parker, Vanderbilt University, Nashville, Tennessee; Mary P. Morningstar, Lockheed-Martin Corporation, Boston, Massachusetts; Barry P. Steinberg, Rosslyn, Virginia, on behalf of the National Association of Installation Developers; Lenny Siegel, San Francisco State University, San Francisco, California; and Andrew Paterson, RIMTech, Pasadena, California, on behalf of Environmental Business Partners.

Hearings continue on Thursday, May 11.

MEDICARE TRUST FUNDS

Committee on Finance: Committee held hearings to examine the fiscal solvency of Medicare and the status of the program's delivery of health care services, focusing on the 1995 Annual Reports of the Board of Trustees of the Federal Hospital Insurance and Supplementary Medical Insurance Trust Funds, receiving testimony from Donna E. Shalala, Secretary, and Shirley S. Chater, Commissioner of Social Security, both of the Department of Health and Human Services; and Stanford G. Ross, Washington, D.C., and David M. Walker, Atlanta, Georgia, both on behalf of the Social Security and Medicare Boards of Trustees.

Hearings continue on Thursday, May 11.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 1578–1598, 2 private bills, H.R. 1599–1600; and 3 resolutions, H. Con. Res. 65, and H. Res. 141–142 were introduced.

Page 12203

Reports Filed: Reports were filed as follows:

H. Con. Res. 64, authorizing the 1995 Special Olympics Torch Relay to be run through the Capitol Grounds (H. Rept. 104–113);

H. Res. 140, providing for the consideration of H.R. 961, to amend the Federal Water Pollution Control Act (H. Rept. 104–114); and

H.R. 1266, to provide for the exchange of lands within Admiralty Island National Monument, amended (H. Rept. 104–115).

Page 12203

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Dickey to act as Speaker pro tempore for today.

Page 12132

Recess: House recessed at 1:05 p.m. and reconvened at 2 p.m.

Page 12136

Journal: By a recorded vote of 364 ayes to 40 noes, with 2 voting "present", Roll No. 310, the House approved the Journal of Wednesday, May 3.

Pages 12136, 12182

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Judiciary, Resources, and the Permanent Select Committee on Intelligence.

Page 12140

Presidential Message—Antiterrorism: Read a message from the President wherein he transmits proposed legislation to combat domestic and international terrorism—referred to the Committees on the Judiciary, Banking and Financial Services, and Commerce and ordered printed (H. Doc. 104–71).

Page 12140

Atlantic Striped Bass Conservation: House voted to suspend the rules and pass H.R. 1139, to amend the Atlantic Striped Bass Conservation Act.

Page 12141

Special Olympics Torch Relay: House agreed to H. Con. Res. 64, authorizing the 1995 Special Olympics Torch Relay to be run through the Capitol Grounds.

Page 12146

Coast Guard Authorization for 1996: By a yea-and-nay vote of 406 yeas to 12 nays, Roll No. 309, the House passed H.R. 1361, to authorize appropriations for fiscal year 1996 for the Coast Guard.

Page 12146

Agreed to the committee amendment in the nature of a substitute made in order by the rule.

Page 12181

Agreed To:

The Coble en bloc amendments that extend the term of Towing Safety Advisory Committee from September 30, 1995 to October 1, 2000; require U.S. citizenship for ownership of a documented vessel; amend trustee restrictions provisions; provide additional criteria for vessels to be endorsed with a coastwise endorsement and to be granted a demise charter; address limits on financial liability for tank vessels; limit consolidation or relocation of the Houston and Galveston Marine Safety Offices; express the sense of the Congress regarding funding for the Coast Guard; convey right, title and interest in the Light Station Montauk Point to the Montauk Historic Association of Montauk, New York; convey right, title and interest in the Cape Ann Lighthouse, Thatchers Island, Massachusetts to the town of Rockport, Massachusetts; amend the Johnson Act, related to vessels on voyages within the territorial jurisdiction of Indiana; transfer the United States Coast Guard Cuttyhunk Boathouse and Wharf to the town of Gosnold, Massachussetts; transfer the United States Coast Guard Station Block Island to the town of New Shoreham, Rhode Island, and indemnifies the town of New Shoreham for any environmental liability arising from that property; provide for tort reform related to cruise vessels; provide for the additional conveyances of vessels; provide limited waiver language for the coastwise operation certification of two vessels of Panamanian registry; and provide a limited waiver on the transfer and sale of a certain vessel to an individual not of U.S. citizenship;

Page 12165

The Roth amendment that prohibits the Coast Guard from charging user fees for the inspection of ferry vessels; and

Page 12174

The Hoekstra amendment that requires the Coast Guard, before it could close a multimission small boat station, to cooperate with the local community in developing and implementing a transition plan to ensure that the maritime safety needs of the community will continue to be met.

Page 12176

Rejected:

The Traficant amendment that sought to prohibit the use of appropriated 1996 funds to close any multimission small boat stations, but provides the authority to the Secretary to implement management efficiencies within the small boat system (rejected by a recorded vote of 146 ayes to 272 noes, Roll No. 308); and

Page 12168

The DeFazio amendment that sought to permit the closure of multimission small boat stations only if it is determined that closing a station will adversely affect maritime safety less than the elimination of Coast Guard administrative aircraft.

Page 12175

A point of order was sustained against the following amendments:

The Nadler amendment that sought to provide that any Coast Guard civilian employee assigned to Governor's Island, New York, who becomes unemployed as a result of the closure or realignment of that installation, would be eligible for full retirement benefits if that person would otherwise have been eligible for retirement within 5 years; and

Page 12177

The Tauzin amendment that sought to reduce the amount the Coast Guard charges in user fees for inspecting small passenger vessels.

Page 12178

The Nadler amendment was offered, but subsequently withdrawn that sought to prohibit the Coast Guard from closing or realigning any facility or installation unless such action is done in accordance with the procedures established under the Base Closure Act.

Page 12178

The Clerk was authorized to make technical corrections including corrections in spelling, punctuation, section numbering, and cross-references in the engrossment of the bill.

Page 12182

H. Res. 139, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 12142

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12206.

Referrals: One Senate-passed bill was referred to the appropriate House committee.

Page 12202

Senate Messages: Messages received from the Senate today appear on page 12136.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 12173, 12181, 12182. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 9:24 p.m.

Committee Meetings

ELIMINATION OF WOOL AND MOHAIR PROGRAM

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on the Effects of the Elimination of the Wool and Mohair Program on the American Sheep and Wool Industry. Testimony was heard from Representatives Skeen and Bonilla; Keith J. Collins, Acting Chief Economist, USDA; and public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on 1996/1997 Air Force Budget Overview. Testimony was heard from the following officials of the Department of the Air Force: Sheila E. Widnall, Secretary; and Gen. Ronald R. Fogelman, USAF, Chief of Staff.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: Ordered reported amended H.R. 1062, Financial Services Competitiveness Act of 1995.

TITLE IX

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning held a hearing on Title IX. Testimony was heard from Representatives Hastert and Collins of Illinois; Norma Cantu, Assistant Secretary, Civil Rights, Department of Education; and public witnesses.

NATIONAL PERFORMANCE REVIEW

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology continued oversight hearings on National Performance Review, with emphasis on Strengthening Departmental Management. Testimony was heard from Tom Glynn, Deputy Secretary, Department of Labor; George Munoz, Assistant Secretary, Management/Chief Financial Officer, Department of the Treasury; the following officials of the GAO: Johnny C. Finch, Assistant Comptroller General, General Government Division; and Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Opportunities for Increased Efficiency in the Department of Veterans Affairs. Testimony was heard from Stephen Trodden, Inspector General, Department of Veterans Affairs; David Baine, Director, Federal Health Care Delivery Issues, GAO; representatives of the following: Paralyzed Veterans of America; Disabled American Veterans; and the American Legion.

BROOKS VERSUS HARMAN

Committee on House Oversight: Task Force on Contested Election assigned to the Thirty-Sixth Congressional District of California adopted a motion to defer consideration of Representative Harman's motion to dismiss Brooks versus Harman case.

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Held a hearing on H.R. 1561, American Overseas Interests Act. Testimony was heard from Richard Moose, Under Secretary, Management, Department of State; J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; Joseph Duffey, Director, U.S. Information Agency; and Ralph Earle, II, Deputy Director, U.S. Arms Control and Disarmament Agency.

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Subcommittee on International Relations and Human Rights approved for full Committee action amended H.R. 1561, American Overseas Interests Act.

TELECOMMUNICATIONS: DEPARTMENT OF JUSTICE ROLE

Committee on the Judiciary: Held a hearing on Telecommunications: The Role of the Department of Justice. Testimony was heard from Anne K. Bingaman, Assistant Attorney General, Antitrust Division, Department of Justice; and public witnesses.

PERMIT EXPORT OF CERTAIN DOMESTICALLY PRODUCED CRUDE OIL

Committee on Resources: Held a hearing on H.R. 70, to permit export of certain domestically produced crude oil. Testimony was heard from Representative Thomas; William H. White, Deputy Secretary, Department of Energy; Roger Marks, Petroleum Economist, Department of Revenue, State of Alaska; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on Sodium mineral leasing issues: what is "fair market value" royalty on trona, and what are the implications on the export market for soda ash? Testimony was heard from Senators Simpson and Thomas; Bob Armstrong, Assistant Secretary, Department of the Interior; James E. Geringer, Governor, State of Wyoming; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held an oversight hearing on Federal Land Exchange Policies and Regulations. Testimony was heard from Maitland Sharpe, Assistant Director, Resource Assessment and Planning, Department of the Interior; Gray Reynolds, Deputy Chief, Forest Service, USDA; and public witnesses.

CLEAN WATER AMENDMENTS

Committee on Rules: The Committee granted, by voice vote, an open rule providing for 2 hours of debate on H.R. 961, Clean Water Amendments of 1995.

The rule waives section 302(f) of the Budget Act, prohibiting new budget authority in excess of a committee's section 602(b) allocation, against consideration of the bill.

The rule makes in order the committee amendment in the nature of a substitute as original text for amendment purposes. Clause 7 of XVI, prohibiting non-germane amendments, clause 5(a) of rule XXI, prohibiting appropriations in a legislative bill, and section 302(f) of the Budget Act, are waived against the amendment in the nature of a substitute. The substitute shall be considered by title instead of section for amendment, and each title shall be considered as read.

The rule first makes in order an amendment by Representative Shuster printed in the Rules Committee report which shall be considered as read, is not subject to amendment or to a division of the question, and is debatable for 10 minutes. If adopted, the amendment shall be considered as original text for further amendment purposes. The Chair may accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD.

Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Shuster and Representatives Boehlert, Mineta, Borski, Hayes, and Pallone.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

ISSUES RELATING TO SEVERAL RECENTLY EXPIRED TAX LAW PROVISIONS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Targeted Jobs Tax Credit, and Exclusion for Employer-Provided Educational Assistance, the Orphan Drug Credit and Other Temporary Tax Provisions. Testimony was heard from Representatives Jacobs, Houghton, Camp, Dunn of Washington, Collins of Georgia, and Roth; Cynthia Beerbower, Deputy Assistant Secretary, Tax Policy, Department of the Treasury; Doug Ross, Assistant Secretary, Employment and Training, Department of Labor; Patrick V. Murphy, Acting Assistant Secretary, Aviation and International Affairs, Department of Transportation; and public witnesses.

INTELLIGENCE PERSONNEL

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Intelligence Personnel. Testimony was heard from departmental witnesses.

Joint Meetings

INDIVIDUALS WITH DISABILITIES EDUCATION ACT

Joint Hearing: Committee on Labor and Human Resources' Subcommittee on Disability Policy concluded joint hearings with the House Committee on Economic and Education Opportunity Subcommittee on Early Childhood, Youth and Families on the 20th anniversary of the Individuals with Disabilities Education Act, focusing on its implementation and recommendations for improvement, after receiving testimony from Senators Jeffords and Simon; Patricia Wald, Circuit Judge, United States Court of Appeals, District of Columbia Circuit; Thomas A. Masterson, Morgan, Lewis and Bochius, Thomas K. Gilhool, Public Interest Law Center, and Dennis Haggerty, all of Philadelphia, Pennsylvania; Julian Tepper, Levin and Tepper, Bethesda, Maryland; Jack Duncan, Duncan and Associates, and Lisa Walker, Educational Writers Association, both of Washington, D.C.; Frederick J. Weintraub, Council for Exceptional Children, Reston, Virginia; Michael A. Resnick, National School Boards Association, Alexandria, Virginia; Martha Ziegler, Federation for Children with Special Needs, Boston, Massachusetts; and Marca Bristo, National Council on Disability, Chicago, Illinois.

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Wednesday, May 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 12285–12537

Measures Introduced: Four bills were introduced, as follows: S. 786–789.

Page 12381

Measures Passed:

Product Liability Fairness Act: By 61 yeas to 37 nays (Vote No. 161), Senate passed H.R. 956, to establish legal standards and procedures for product liability litigation, after taking action on amendments proposed thereto, as follows:

Page 12285

Adopted:

(1) Gorton Amendment No. 596, in the nature of a substitute.

Pages 12285, 12323

(2) Coverdell/Dole Amendment No. 690 (to Amendment No. 596), in the nature of a substitute.

Pages 12285, 12309, 12323

(3) Shelby/Heflin Modified Amendment No. 693 (to Amendment No. 690), to provide that a defendant may be liable for certain damages if the alleged harm to a claimant is death and certain damages are provided for under State law.

Page 12285

Rejected:

(1) Harkin Amendment No. 749 (to Amendment No. 690), to adjust the limitation on punitive damages that may be awarded against certain defendants. (By 78 yeas to 20 nays (Vote No. 159), Senate tabled the amendment.)

Page 12285

(2) Dorgan Amendment No. 629 (to Amendment No. 690), to eliminate caps on punitive damage awards. (By 54 yeas to 44 nays (Vote No. 160), Senate tabled the amendment.)

Pages 12286, 12310

Solid Waste Disposal Act: Senate began consideration of S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 12331, 12344, 12352, 12361

Adopted:

(1) Wellstone Amendment No. 750, to clarify the continuation of flow control authority where such authority was imposed prior to May 15, 1994.

Page 12350

(2) Smith (for Kempthorne) Amendment No. 751, of a technical nature.

Page 12353

(3) Graham Amendment No. 752, to revise the provision relating to State-mandated disposal services.

Page 12361

(4) Graham Amendment No. 753, to provide that a law providing for State-mandated disposal services shall be considered to be a reasonable regulation of commerce.

Page 12361

Pending:

(1) Specter Amendment No. 754, to express the sense of the Senate on taking all possible steps to combat domestic terrorism in the United States.

Page 12366

(2) Hatch Amendment No. 755 (to Amendment No. 754), to express the sense of the Senate concerning the scheduling of hearings on Waco and Ruby Ridge in the near future.

Page 12368

A motion was entered to close further debate on the committee amendment in the nature of a substitute to the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, May 12, 1995.

Page 12371

Senate will continue consideration of the bill on Thursday, May 11, 1995.

Appointments:

Mexico-United States Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed the following Senators as members of the Senate Delegation to the Mexico-United States Interparliamentary Group during the First Session of the 104th Congress, to be held in Tucson, Arizona, May 12–14, 1995: Senators Grassley, Murkowski, and Gorton.

Page 12389

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the continuation of the emergency with respect to the Serbia and Montenegro and the Bosnian Serbs; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–46).

Page 12377

Transmitting, a draft of proposed legislation entitled "The Gun-Free School Zones Amendments Act of 1995"; to the Committee on the Judiciary. (PM–47).

Page 12378

Messages From the President: Page 12377

Messages From the House: Page 12378

Measures Referred: Page 12378

Petitions: Page 12378

Executive Reports of Committees: Page 12381

Statements on Introduced Bills: Page 12381

Additional Cosponsors: Page 12383

Amendments Submitted: Page 12384

Authority for Committees: Page 12385

Additional Statements: Page 12386

Record Votes: Three record votes were taken today. (Total—161)

Pages 12286, 12310, 12324

Recess: Senate convened at 9:30 a.m., and recessed at 7:08 p.m., until 9:30 a.m., on Thursday, May 11, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 12389.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1996 for the Department of Agriculture, after receiving testimony in behalf of funds for their respective activities from Ellen W. Haas, Under Secretary, Food, Nutrition, and Consumer Services, William Ludwig, Administrator, Food and Consumer Service, and Dennis Kaplan, Budget Officer, all of the Department of Agriculture.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces held hearings on S. 727, authorizing funds for fiscal year 1996 for military functions of the Department of Defense and the future years defense program, focusing on tactical intelligence and related activities in the Army and Air Force, receiving testimony from Maj. Gen. Edward G. Anderson, III, USA, Assistant Deputy Chief of Army Staff for Operations and Plans, Force Development; and Brig. Gen. Frank B. Campbell, USAF, Director of Forces, Office of the Deputy Chief of Air Force Staff for Plans and Operations.

Subcommittee recessed subject to call.

1996 BUDGET

Committee on the Budget: Committee continued markup on a proposed concurrent resolution on the fiscal year 1996 budget for the Federal Government, but did not complete action thereon, and will meet again tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: On Tuesday, May 9, committee approved for reporting the nomination of Rear Adm. William L. Stubblefield, National Oceanic and Atmospheric Administration (NOAA), for appointment to the grade of Rear Admiral while serving in a position of importance and responsibility as Director, Office of NOAA Corps Operations.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of James John Hoecker, of Virginia, to be a Member of the Federal Emergency Regulatory Commission, Department of Energy, after the nominee testified and answered questions in his own behalf.

FERC ELECTRIC UTILITY RESTRUCTURE

Committee on Energy and Natural Resources: Committee held oversight hearings to examine the Federal Energy Regulatory Commission's proposal to restructure the electric utility industry and increase competition in the wholesale electric power market, receiving testimony from Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission.

Hearings were recessed subject to call.

NATIONAL HIGHWAY SYSTEM

Committee on Environment and Public Works: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 440, to provide for the designation of the National Highway System.

NOMINATION

Committee on Finance: Committee ordered favorably reported the nomination of Jeffrey M. Lang, of Maryland, to be Deputy United States Trade Representative, with the rank of Ambassador.

Prior to this action, the committee concluded hearings on the nomination of Mr. Lang, after the nominee testified and answered questions in his own behalf.

WTO DISPUTE SETTLEMENT REVIEW COMMISSION ACT

Committee on Finance: Committee concluded hearings on S. 16, to establish a commission to review the dispute settlement reports of the World Trade Organization, after receiving testimony from Stanley S. Harris, United States District Judge for the District of Columbia, on behalf of the Judicial Conference of the United States; Curtis H. Barnette, Bethlehem Steel Corporation, Bethlehem, Pennsylvania, on behalf of the U.S. Member Companies of the American Iron and Steel Institute; Alan F. Holmer, Sidley & Austin, and Alan Wm. Wolff, Dewey Ballantine, both former Deputy United States Trade Representatives, both of Washington, D.C.; Jerry R. Junkins, Texas Instruments Incorporated, Dallas, on behalf of the Alliance for GATT NOW and the Business Roundtable; and George A. Scalise, National Semiconductor Corporation, Santa Clara, California, on behalf of the Semiconductor Industry Association Public Policy Committee.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Larry C. Napper, of Texas, to be Ambassador to Latvia, Peter Tomsen, of California, to be Ambassador to the Republic of Armenia, R. Grant Smith, of New Jersey, to be Ambassador to the Republic of Tajikistan, Lawrence Palmer Taylor, of Pennsylvania, to be Ambassador to the Republic of Estonia, Jenonne R. Walker, of the District of Columbia, to be Ambassador to the Czech Republic, and James Alan Williams, of Virginia, for the rank of Ambassador during his tenure of service as the Special Coordinator for Cyprus, after the nominees testified and answered questions in their own behalf.

COMBATTING TERRORISM

Committee on the Judiciary: Committee held hearings to examine the role of the United States military in combatting terrorism, including certain provisions of S. 735, to prevent and punish acts of terrorism, and certain provisions of S. 761, to improve the ability of the United States to respond to the international terrorist threat, receiving testimony from Kent Markus, Acting Assistant Attorney General, Office of Legislative Affairs, Department of Justice; John H. McNeill, Senior Deputy General Counsel for International Affairs and Intelligence, Department of Defense; and Casper W. Weinberger, former Secretary of Defense.

Hearings were recessed subject to call.

ILLEGAL IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration concluded hearings on issues relating to verification of applicant identity for purposes of employment and public assistance, focusing on certain measures to reduce illegal immigration, after receiving testimony from Representative Horn; Mary A. Ryan, Assistant Secretary of State for Consular Affairs; James A. Puleo, Executive Associate Commissioner for Programs, Immigration and Naturalization Service, and Steven L. Pomerantz, Assistant Director, Criminal Justice Information Services Division, Federal Bureau of Investigation, both of the Department of Justice; Gilbert C. Fisher, Assistant Deputy Commissioner, Social Security Administration (Baltimore, Maryland), Department of Health and Human Services; Robert Rasor, Special Agent in Charge, Financial Crimes Division, United States Secret Service, Department of the Treasury; Jack Scheidegger, California Department of Justice, on behalf of SEARCH, the National Consortium for Justice Information and Statistics, and Frank Ricchiazi, California State Department of Motor Vehicles, both of

Sacramento; Richard E. Jackson, Jr., New York State Department of Motor Vehicles, Albany; and W. Marshall Rickert, Maryland State Motor Vehicle Administration, Glen Burnie, on behalf of the American Association of Motor Vehicle Administrators.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, May 17.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 1601–1609 were introduced.

Page 12515

Committee Election: House agreed to H. Res. 143, electing Representative Deal to the Committee on Commerce of the House of Representatives.

Page 12396

Earlier, read a letter to the Speaker from the Chairman of the Democratic Caucus advising that Representative Deal is no longer a member of the Democratic Caucus; and

Page 12396

Read a letter from the Speaker in which he vacates Representative Deal's election to the Committee on Transportation and to the Committee on Resources.

Page 12396

Committees to Sit: The following committees and their subcommittees received permission to sit today during a proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, House Oversight, International Relations, and Resources.

Page 12397

Presidential Messages—Read the following messages from the President:

Gun-Free school zones: Message wherein he transmits his proposed legislation providing the jurisdictional element for the Gun-Free School Zones Act of 1990 required by a recent Supreme Court decision—referred to the Committee on the Judiciary and ordered printed (H. Doc. 104–72); and

Page 12397

National emergency regarding Yugoslavia: Message wherein he transmits his notice stating that the emergency declared with respect to the Federal Republic of Yugoslavia (Serbia and Montenegro) is to continue in effect beyond May 30, 1995—referred to the Committee on International Relations and ordered printed (H. Doc. 104–73).

Page 12397

Clean Water Act Amendments: House completed all general debate and begin consideration of amendments on H.R. 961, to amend the Federal Water Pollution Control Act; but came to no resolution thereon. Consideration of amendments will resume on Thursday, May 11.

Page 12407

Agreed To:

The Shuster en bloc amendments that make certain technical corrections and provide clarifying language; lower the definition of "small community" from 20,000 to 10,000 people for the purpose of granting permit modifications for innovative treatment technologies; eliminate the restriction that only 20 percent of any country, borough, or parish may be classified as Type A wetlands; lower the authorization for pollution prevention activities from $50 million per year to $21.2 million, and stipulates that no more than $10 million may be used each year to provide technical assistance to small and rural water treatment works; require written permission from private property owners for Federal employees to enter their property in order to identify or classify wetlands; and clarify the definition of vernal ponds;

Page 12428

The Minge amendment to the rejected Saxton amendment in the nature of a substitute that would have authorized the Secretary of Agriculture to issue permits for any activity resulting from, or incidental to, normal farming, silviculture, aquaculture, and ranching activities and practices carried out on agricultural lands; and would have deemed such to be activity allowed by the Secretary without the necessity for additional requests for, or granting of permits from, other entities for this activity;

Page 12470

The Bachus amendment that provides that the Administrator of the EPA, working in conjunction with the Administrator of the Small Business Administration and the Small Business Ombudsman of the Environmental Protection Agency, propose regulations not later than 6 months after the date of enactment and not later than one year after the date of enactment, that define small businesses for storm water management purposes; and

Page 12500

The Boehlert amendment that strikes provisions folding the Coastal Zone Management Program into State nonpoint source management programs and, instead, reauthorizes the Coastal Zone Act through fiscal year 2000, amending it to require that any State that has not received Federal approval for its core coastal management program submit a coastal non-point pollution program within 30 months of such approval (agreed to by a recorded vote of 224 ayes to 199 noes, Roll No. 314).

Page 12501

Rejected:

The Saxton amendment in the nature of a substitute that sought to retain provisions regarding Clean Water Act funding authorizations, assistance to small and rural communities, control of water pollution from combined sewer overflows (CSOs) and consistency of State programs with the Environmental Protection Agency's Great Lakes water quality guidance; replace wetlands language with provisions providing incentives for States to assume authority over wetlands regulation through delegation from EPA; expedite the Federal wetlands permitting process; make the Agriculture Department responsible for determining which areas to be designated wetlands on all agriculture lands; require the establishment of a coordinating committee of Federal, State, and local officials to help develop and field-test national wetlands policies and a strategy for restoration of wetlands ecosystems; strike provisions establishing new requirements to compensate landowners for losses in property value resulting from Federal regulation; retain the special runoff control provisions currently applicable to coastal areas, but modify the current program in accordance with recommendations of the Coastal States Organization; allow affected States to target runoff control programs to the areas most threatened by pollution and give greater authority to use incentive-based programs and planning and management measures in lieu of enforceable requirements; retain the existing storm water management program, making several changes in the program, including placing a ten-year moratorium on the implementation of any new storm water requirements for light industries or communities with a population of less than 100,000; and prohibit the application of numeric effluent limits to municipal storm water permits (rejected by a recorded vote of 184 ayes to 242 noes, Roll No. 312); and

Page 12433

The Mineta amendment that sought to strike language that would remove the requirement that EPA first list a pollutant before it or a State may allow a permit-holder to comply with Best Practicable Control Technology or water quality standards in lieu of Best Available Technology; strike language that would authorize EPA or States to modify effluent limitations in permits for coal remining, even if the operations exceed State water quality standards of the receiving waters did not meet water quality standards prior to remining and the applicant submits a plan citing specific measures that will be used to improve existing water quality; strike language that would stipulate that a coal remining operation that started prior to the adoption of new regulatory standards is deemed to be in compliance as long as post-mining discharges are the same or better than before mining commenced, and remining was conducted under a Surface Mining Control an Reclamation permit; strike language that would provide flexibility for permit holders to undertake innovative pollution prevention measures; and strike language that would revise the standards and procedures for determining water quality standards on a State and Federal level, but retain language providing for a review of such proposed revisions by the Administration (rejected by a recorded vote of 166 ayes to 260 noes, Roll No. 313).

Page 12498

H. Res. 140, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 414 yeas to 4 nays, Roll No. 311.

Page 12406

Committees to Sit: The following committees and their subcommittees received permission to sit on Thursday, May 11, during proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, International Relations, Resources, Transportation and Infrastructure, Veterans' Affairs, and Select Intelligence.

Page 12508

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12516.

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and are found on pages 12406, 12479, 12500, 12508. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 10:43 p.m.

Committee Meetings

FOOD STAMP PROGRAM AND ELECTRONIC BENEFIT TRANSFER SYSTEMS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing on the Food Stamp Program and Electronic Benefit Transfer Systems. Testimony was heard from Russell D. Morris, Commissioner, Financial Management Service, Department of the Treasury; Jack Radzikowski, Executive Director, Federal Electronic Benefit Transfer Task Force; Melba Price, Associate Director, Policy Coordination, Department of Social Services, State of Missouri; Dale Brown, EBT Systems Director, Department of Human Resources, State of Maryland; and public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Air Force Acquisition. Testimony was heard from the following officials of the Department of the Air Force: Darleen A. Druyun, Acting Assistant Secretary (Acquisition); Lt. Gen. Richard E. Hawley, USAF, Principal Deputy to the Assistant Secretary (Acquisition); and Brig. Gen. Kenneth B. Miller, USAF, Director for Supply, Office of the Chief of Staff (Logistics).

BUDGET RESOLUTION

Committee on the Budget: Began markup of the Fiscal Year 1996 Budget Resolution.

COMMUNICATIONS LAW REFORM PROPOSALS

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on the following: H.R. 1555, Communications Act of 1995; H.R. 514, to repeal the restrictions on foreign ownership of licensed telecommunications facilities; H.R. 912, to permit registered utility holding companies to participate in the provision of telecommunications services; H.R. 1556, to amend the Communications Act of 1934 to reduce the restrictions on ownership of broadcasting stations, and other media of mass communications; and related telecommunications reform legislation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Ordered reported amended the following bills: H.R. 1557, to authorize appropriations for fiscal years 1996, 1997, and 1998 for the National Endowment for the Arts, the National Endowment for the Humanities, and the Institute for Museum Services; and to repeal the National Foundation on the Arts and the Humanities Act of 1965 effective October 1, 1998; and H.R. 1045, to amend the Goals 2000: Educate America Act to eliminate the National Education Standards and Improvement Council.

HAAS v. BASS; MISCELLANEOUS BUSINESS

Committee on House Oversight: Committee took the following actions: Adopted a motion to dismiss the contested election *Haas* v, *Bass,* in the 2nd District of New Hampshire; Adopted a revision of the Procurement Guidelines approved on January 11, 1995; Adopted new Guidelines for the Procurement of Equipment, Software and related services; Approved a Staffing Plan for the Clerk of the House; and Approved a Staffing Plan for the Sergeant at Arms of the House.

The Committee also considered other pending businesses.

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Began consideration of Division A (Consolidation of Foreign Affairs Agencies) of H.R. 1561, American Overseas Interests Act of 1995.

Will continue tomorrow.

AUTHORIZATION AND OVERSIGHT—DEPARTMENT OF JUSTICE—ENVIRONMENT AND NATURAL RESOURCES DIVISION

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on authorization and oversight of the Environment and Natural Resources Division of the Department of Justice. Testimony was heard from Lois Schiffer, Assistant Attorney General, Environment and Natural Resources Division, Department of Justice.

FISHERY CONSERVATION AND MANAGEMENT AMENDMENTS

Committee on Resources: Ordered reported amendment H.R. 39, Fishery Conservation and Management Amendments of 1995.

ENDANGERED SPECIES ACT

Committee on Resources: Task Force on Endangered Species Act continued hearings on the Endangered Species Act. Testimony was heard from Representatives Dicks, Vento, Stenholm, Morella, Smith of Texas, Weldon, Condit, Laughlin, Brewster, Edwards, Gilchrest, Bonilla, Furse, Riggs, Bryant of Tennessee, Hayworth, Shadegg and Seastrand.

Hearings continue May 18.

INDIAN CHILD WELFARE ACT AMENDMENTS

Committee on Resources: Subcommittee on Native American and Insular Affairs held a hearing on H.R. 1448, to amend the Indian Child Welfare Act of 1978 to require that determinations regarding status as an Indian child and as a member of an Indian tribe be prospective from the date of birth of the child and of total membership of the member. Testimony was heard from Representatives Pryce, Solomon and Chenoweth; Joann Sebastian Morris, Acting Director, Office of Tribal Services, Bureau of Indian Affairs, Department of the Interior; and public witnesses.

MEDICARE TRUST FUND—RECOMMENDATIONS ON RESOLVING PROJECTED FINANCIAL IMBALANCE

Committee on Ways and Means: Ordered reported H.R. 1590, to require the Trustees of the medicare trust funds to report recommendations on resolving projected imbalance in medicare trust funds.

FEDERAL ADOPTION POLICY

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Federal Adoption Policy. Testimony was heard from Dale H. Robinson, Education and Public Welfare Division, Congressional Research Service, Library of Congress; Susan Ann Kelly, Director, Division of Family Preservation Services, Department of Social Services, State of Michigan; William D. Maddux, Supervising Judge, Pre-Trial Mediation, Cook County Circuit Court, Chicago, Illinois; and public witnesses.

RESEARCH AND EXPERIMENTATION TAX CREDIT AND ALLOCATION OF RESEARCH EXPENSES

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Research and Experimentation Tax Credit and the Allocation of Research Expenses. Testimony was heard from Representatives Neal, Eshoo and

Meehan; Natwar M. Gandhi, Associate Director, Tax Policy and Administration, GAO; and public witnesses.

Joint Meetings

ORGANIZATIONAL MEETING

Joint Committee on the Library: Committee met and approved Senator Hatfield as Chairman and Representative Thomas as Vice Chairman of the committee and adopted its rules of procedure for the 104th Congress.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, but did not complete action thereon and will meet again tomorrow.

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Thursday, May 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 12538–12737

Measures Introduced: Nine bills were introduced, as follows: S. 790–798.

Page 12581

Measures Passed:

Native American Programs Authorizations: Senate passed S. 510, to extend the authorization for certain programs under the Native American Programs Act of 1974, after agreeing to a committee amendment in the nature of a substitute.

Page 12631

Solid Waste Disposal Act: Senate continued consideration of S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 12538, 12544, 12556, 12567, 12633

Adopted:

(1) Chafee (for Dodd/Lieberman) Amendment No. 758, of a technical nature.

Page 12544

(2) Bingaman Amendment No. 761, to require a study of solid waste management issues associated with increased border use resulting from the implementation of the North American Free Trade Agreement.

Page 12545

(3) Chafee (for Faircloth) Amendment No. 773, of a technical nature.

Page 12549

(4) Lautenberg Amendment No. 775, to revise the provision providing additional flow control authority.

Page 12550

(5) Smith/Chafee/Baucus Amendment No. 789, of a technical nature.

Page 12556

(6) Jeffords/Leahy Modified Amendment No. 867, to provide flow control authority to certain solid waste districts. (By 46 yeas to 51 nays (Vote No. 164), Senate earlier failed to table the amendment.)

Pages 12560, 12570

(7) Chafee (for Murkowski) Amendment No. 861, to allow exemption from certain requirements of units in small, remote Alaska villages.

Page 12633

(8) Chafee (for Moynihan) Amendment No. 868, to make a technical correction.

Page 12633

(9) Chafee (for Campbell) Amendment No. 869, to authorize the Administrator to exempt a landfill operator from ground water monitoring requirements in circumstances in which there is no chance of ground water contamination.

Page 12634

(10) Chafee (for Dodd/Lieberman) Amendment No. 870, to define a public service authority.

Page 12634

(11) Chafee (for Roth/Biden) Amendment No. 871, to make clear that flow control authority is provided to public service authorities and modify the condition for exercise of flow control authority.

Page 12634

(12) Chafee (for Biden) Amendment No. 872, to modify the condition for exercise of flow control authority.

Page 12634

(13) Chafee (for Smith/Thompson/Cohen) Amendment No. 873, to protect communities that enacted flow control ordinances after substantial construction of facilities but before May 15, 1994.

Page 12634

(14) Chafee (for Smith/Wellstone) Amendment No. 874, to modify the conditions on exercise of flow control authority.

Page 12634

(15) Chafee (for Snowe) Amendment No. 875, to clarify the intent of the provision relating to the duration of flow control authority.

Page 12635

(16) Chafee (for Pryor) Amendment No. 876, to provide for the case of a formation of a solid waste management district for the purchase and operation of an existing facility.

Page 12635

(17) Chafee (for Cohen/Snowe) Amendment No. 877, to make clear that entering into a put or pay agreement

satisfies the requirement of a legally binding provision and a designation of a facility.

Page 12635

Rejected:

(1) Kyl Amendment No. 769, to authorize flow control for a limited period of time to ensure that States and political subdivisions are able to service debts incurred for the construction of solid waste management facilities prior to the Carbone decision. (By 79 yeas to 21 nays (Vote No. 162), Senate tabled the amendment.)

Pages 12546, 12556, 12561

(2) Specter Modified Amendment No. 754, to express the sense of the Senate on taking all possible steps to combat domestic terrorism in the United States. (By 74 yeas to 23 nays (Vote No. 163), Senate tabled the amendment.)

Pages 12538, 12568

(3) Hatch Amendment No. 755 (to Amendment No. 754), to express the sense of the Senate concerning the scheduling of hearings on Waco and Ruby Ridge in the near future. (The amendment fell when Amendment No. 754, listed above, was tabled.)

Pages 12538, 12568

Senate will continue consideration of the bill on Friday, May 12, 1995, with a cloture vote to occur thereon.

Measure Indefinitely Postponed:

Visit of Lee Teng-hui: Senate indefinitely postponed further consideration of S. Con. Res. 9, expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States.

Page 12632

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Convention on Nuclear Safety (Treaty Doc. No. 104–6).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 12632

Nominations Received: Senate received the following nominations:

Karl N. Stauber, of Minnesota, to be a Member of the Board of Directors of the Commodity Credit Corporation.

12 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Army, Navy, and Marine Corps.

Page 12636

Messages From the House: **Page 12577**

Measures Referred: **Page 12577**

Communications: **Page 12577**

Petitions: **Page 12577**

Statements on Introduced Bills: **Page 12581**

Additional Cosponsors: **Page 12606**

Amendments Submitted: **Page 12607**

Authority for Committees: **Page 12623**

Additional Statements: **Page 12623**

Record Votes: Three record votes were taken today. (Total—164)

Pages 12561, 12568, 12573

Recess: Senate convened at 9:30 a.m., and recessed at 9:13 p.m., until 9:30 a.m., on Friday, May 12, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 12635.)

Committee Meetings

SUPPLEMENTAL DISASTER ASSISTANCE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held hearings on proposed legislation making supplemental appropriations for disaster assistance for the Oklahoma City bombing for the fiscal year ending September 30, 1995, receiving testimony from Janet Reno, Attorney General, and Louis J. Freeh, Director, Federal Bureau of Investigation, both of the Department of Justice.

Subcommittee will meet again on Wednesday, May 17.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, focusing on the Agency for International Development, receiving testimony from J. Brian Atwood, Administrator, Agency for International Development.

Subcommittee will meet again on Thursday, May 18.

APPROPRIATIONS—BIA/IHS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Ada E. Deer, Assistant Secretary for Indian Affairs, Hilda A. Manuel, Deputy Commissioner of Indian Affairs, and Harold A. Monteau, Chairman, National Indian Gaming Commission, all of the Department of the Interior; and Michael H. Trujillo, Director, Indian Health Service, Department of Health and Human Services.

Subcommittee will meet again on Wednesday, May 17.

VIOLENCE AT WOMEN'S HEALTH CLINICS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies concluded hearings to examine the incidence of violence at women's health clinics in the United States, after receiving testimony from Jamie S. Gorelick, Deputy Attorney General, Department of Justice; Daniel R. Black, Deputy Director, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Valerie Kosceinik, Consumer Information and Referral Agency, Philadelphia, Pennsylvania; Jill June, Planned parenthood of Greater Iowa, Des Moines; Bernie Smith, Milwaukee Women's Medical Services, Milwaukee, Wisconsin; Judith M. DeSarno, National Family Planning and Reproductive Health Association, Kate Michelman, National Abortion and Reproductive Rights Action League, Pamela Maraldo, Planned Parenthood Federation of America, Inc., all of Washington, D.C.; Katherine Splarr, Feminist Majority, Los Angeles, California; and Christine Kohl, Lancaster, Pennsylvania.

APPROPRIATIONS—FTA

Committee on Appropriations: Subcommittee on Transportation and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1996 for the Federal Transit Administration, after receiving testimony from Gordon J. Linton, Administrator, Federal Transit Administration, Department of Transportation.

NATIONAL SECURITY

Committee on Armed Services: Committee held hearings to examine the national security implications of lowered export controls on dual-use technologies and United States defense capabilities, receiving testimony from Mitchel B. Wallerstein, Deputy Assistant Secretary for Counterproliferation Policy, Al Volkman, Director, Armaments Cooperation, and Craig Wilson, Director, Intelligence Policy, Office of the Secretary, all of the Department of Defense; David Cooper, Director, Acquisition Policy Technology and Competitiveness Group, General Accounting Office; and Zachary Davis, Analyst, International Nuclear Policy, Congressional Research Service, Library of Congress.

Committee recessed subject to call.

AUTHORIZATION-DEFENSE

Committee on Armed Services: Subcommittee on Readiness resumed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on environmental, military construction and BRAC programs, receiving testimony from Sherri W. Goodman, Deputy Under Secretary for Environmental Security, John Harrison, Executive Director, Strategic Environmental Research and Development Program, Jan B. Reitman, Staff Director, Environmental and Safety Policy Office, Defense Logistics Agency, and Robert E. Bayer, Deputy Assistant Secretary for Economic Reinvestment and Brac, all of the Department of Defense; Thomas W. L. McCall, Jr., Principal Deputy Assistant Secretary of the Air Force for Environmental, Safety, and Occupational Health; Alma B. Moore, Assistant Secretary of the Army for Environment, Safety, and Occupational Health; Cheryl A. Kandaras, Principal Deputy Assistant Secretary of the Navy for Installations and Environment; Robert B. Pirie, Jr., Assistant Secretary of the Navy for Installations and Environment; Paul W. Johnson, Deputy Assistant Secretary of the Army for Installations, Logistics, and Environment; and Jimmy G. Dishner, Deputy Assistant Secretary of the Air Force for Installations.

Subcommittee will meet again on Monday, May 15.

1996 BUDGET

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution setting forth the congressional budget for the United States Government.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment concluded oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act, after receiving testimony from Keith O. Fultz, Assistant Comptroller General, Resources, Community, and Economic Development Division, General Accounting Office; Douglas K. Hall, Assistant Secretary of Commerce for Oceans and Atmosphere; Montana Chief Deputy Attorney General Chris D. Tweeten, Helena; New Mexico Assistant Attorney General for Natural Resources Charlie DeSaillan, Santa Fe; C. Keith Meiser, CSX Transportation, Inc., Jacksonville, Florida; Kevin L. McKnight, Aluminum Company of America, Pittsburgh, Pennsylvania; Kenneth D. Jenkins, California State University, Long Beach; and Jerry A. Hausman, Massachusetts Institute of Technology, Cambridge.

MEDICARE

Committee on Finance: Committee resumed hearings to examine the financial status of the Medicare program, receiving testimony from June E. O'Neill, Director, Congressional Budget Office; and Arthur S. Flemming, Save Our Security Coalition, and C. Eugene Steuerle, Urban Institute, both of Washington, D.C.

Hearings continue on Tuesday, May 16.

FOREIGN AFFAIRS REORGANIZATION

Committee on Foreign Relations: Subcommittee on International Operations held hearings on proposals to reorganize and revitalize American foreign affairs institutions, receiving testimony from Senator McConnell; Richard M. Moose, Under Secretary of State for Management; Michael Nacht, Assistant Director, Strategic and Eurasian Affairs Bureau, United States Arms Control and Disarmament Agency; Joseph Duffey, Director, United States Information Agency; and J. Brian Atwood, Administrator, Agency for International Development.

Hearings were recessed subject to call.

MIDDLE EAST ASSISTANCE

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings on proposed legislation authorizing funds for fiscal year 1996 for foreign assistance programs in the Middle East, receiving testimony from Robert Pelletreau, Assistant Secretary of State for Near Eastern Affairs; Margaret Carpenter, Assistant Administrator, Bureau for Asia and the Near East, Agency for International Development; Molly K. Williamson, Deputy Assistant Secretary of Defense for Middle East and African Affairs; Richard L. Armitage, Armitage Associates, former Assistant Secretary of Defense, Arlington, Virginia; Richard W. Murphy, Council on Foreign Relations, former Assistant Secretary of State, New York, New York; and Neal M. Sher, American Israel Public Affairs Committee, and James J. Zogby, Arab American Institute, both of Washington, D.C.

Hearings were recessed subject to call.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration concluded oversight hearings on activities of the Immigration and Naturalization Service, after receiving testimony from Doris Meissner, Commissioner, Immigration and Naturalization Service, Department of Justice.

AVAILABILITY OF BOMB MAKING INFORMATION

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information concluded hearings to examine the implications of the availability of bomb making information on the Internet, after receiving testimony from Robert S. Litt, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Rabbi Marvin Hier, Simon Wiesenthal Center, Los Angeles, California; William W. Burrington, America Online, Inc., Vienna, Virginia, on behalf of the Interactive Services Association; Jerry Berman, Center for Democracy and Technology, Washington, D.C.; and Frank Tuerkheimer, University of Wisconsin Law School, Madison.

INDIVIDUALS WITH DISABILITIES EDUCATION ACT

Committee on Labor and Human Resources: Subcommittee on Disability Policy held hearings on proposed legislation authorizing funds for programs of the Individuals with Disabilities Education Act, receiving testimony from Joseph Fisher, Tennessee Department of Education, and Herb Reith, Vanderbilt University, both of Nashville, Tennessee; Donald Deshler, University of Kansas, Lawrence; Nancy Diehl, Project STEP, Greeneville, Tennessee; Mitchell Levitz, Peekskill, New York; Will McCarthy, Chattanooga, Tennessee; Jaimi Lard, Boston, Massachusetts; Taylor Betz, Columbus, Ohio; Stacy Campbell, Westerville, Ohio; Monica Eberle, Knoxville, Tennessee; Danette Crawford, Des Moines, Iowa; Harvey Kimble, Urbandale, Iowa; Joanne Evans and Michael Miller, both of Eau Claire, Wisconsin; Debbie Delp and Phyllis Gorman, both of Mason, Ohio; Sharon Gonder and Ingrid Caldwell, both of Fulton, Missouri; and Christine Hoyo and Matty Rodriguez-Walling, both of Miami, Florida.

Hearings continue on Tuesday, May 16.

SMITHSONIAN INSTITUTION

Committee on Rules and Administration: Committee held hearings to examine future management guidelines for the Smithsonian Institution, receiving testimony from Col. Charles D. Cooper, USAF (Ret.), Retired Officers Association, Alexandria, Virginia; Herman G. Harrington, American Legion, and Bob Manhan, Veterans of Foreign Wars of the United States, both of Washington, D.C.; R. E. Smith, Air Force Association, Arlington, Virginia; and Maj. Gen. Charles W. Sweeney, USAF (Ret.).

Hearings continue on Thursday, May 18.

VETERANS HEALTH ADMINISTRATION

Committee on Veterans' Affairs: Committee concluded oversight hearings on the reorganization of the Veterans Health Administration and the impact of section 510 of Title 38, United States Code which requires VA to provide 90 days notice to the Congress before an administrative reorganization may take effect, after receiving testimony from Kenneth W. Kizer, Under Secretary of Veterans Affairs for Health.

LONG-TERM CARE FINANCING

Special Committee on Aging: Committee concluded hearings to examine future directions in private financing of long-term care, after receiving testimony from Ellen Friedman, Ameritech, Chicago, Illinois; Stanley Wallack, Brandeis University, Waltham, Massachusetts, on behalf of the Coalition for Long Term Care Financing; Marilyn Moon, Urban Institute, Paul Willging, American Health Care Association, Val J. Halamandaris, National Association for Home Care, and Stephen McConnell, Alzheimer's Association, on behalf of the Long Term Care Campaign, all of Washington, D.C.; Mark E. Battista, UNUM Life Insurance Company of America, Portland, Maine; Gail Holubinka, New York State Partnership for Long Term Care, Albany; John Spear, Champaign, Illinois; and Jean Heintz, Portland, Oregon.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1610–1622; and one resolution, H. Con. Res. 66 were introduced.

Page 12721

Reports Filed: Reports were filed as followed:

H. Res. 144, providing for consideration of H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas (H. Rept. 104–116);

H. Res. 145, providing for consideration of H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa (H. Rept. 104–117); and

H. Res. 146, providing for consideration of H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility (H. Rept. 104–118).

Page 12721

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 12644

Clean Water Act Amendments: House continued consideration of amendments on H.R. 961, to amend the Federal Water Pollution Control Act; but came to no resolution thereon. Consideration of amendments will resume on Friday, May 12.

Page 12649

Agreed To:

The Traficant en bloc amendment that restricts the EPA or a state from extending the deadline for point of source compliance and encourages the development and use of innovative pollution prevention technology;

Page 12649

The Young of Alaska amendment that grants an application for a modification with respect to the discharge into marine waters of any pollutant from publicly owned treatment works serving Anchorage, Alaska;

Page 12699

The Riggs amendment that clarifies the anti-backsliding exceptions in the Clean Water Act and allows increased volumes of treated wastewater to be discharged into a river or other body of water so long as water quality is not degraded; and

Page 12706

The Emerson amendment as amended by the Laughlin substitute that provides that the Federal Water Pollution Control Act does not apply with respect to the licensing of a hydroelectric project and provide a dispute resolution mechanism for the purposes of resolving conflicts or unreasonable consequences resulting from action taken relating to the issuance of a license for a hydroelectric project (agreed to by a recorded vote of 309 ayes to 100 noes, Roll No. 326).

Page 12708

Rejected:

The Pallone amendment that sought to strike language addressing secondary treatment requirements for sewage treatment plants (rejected by a recorded vote of 154 ayes to 267 noes, Roll No. 315);

Page 12650

The Mineta amendment that sought to revise language addressing stormwater management provisions; leave the industry under the stormwater discharge permit system; and include a moratorium extending EPA's deadline for compliance by commercial operations (rejected by a recorded vote of 159 ayes to 258 noes, Roll No. 316);

Page 12665

The Pallone amendment that sought to change the beach water quality monitoring provisions and place new standards for environmental assessment, closure procedures and health standards for beaches (rejected by a recorded vote of 175 ayes to 251 noes, Roll No. 317);

Page 12669

The Mineta amendment that sought to require the EPA to conduct risk assessments for the proposed regulatory reforms (rejected by a recorded vote of 152 ayes to 271 noes, Roll No. 318);

Page 12673

The Collins of Michigan en bloc amendment that sought to require the EPA to consider the consumption patterns of diverse segments of the population when setting water quality criteria; to post warning signs, propose and issue regulations establishing minimum uniform requirements for waters that significantly violate water quality standards or are subject to a fishing or shellfish ban, advisory, or consumption restriction due to contamination; establish within 18 months of enactment, uniform and scientifically sound requirements and procedures for fish and shellfish sampling, monitoring of navigable waters that do not meet applicable water quality standards or are subject to fishing bans advisories, or consumption restrictions; review facility discharge permit applications so as to identify and reduce pollution having a disproportionately high and adverse impact on minority and low-income populations; and collect and analyze data on sources of pollution to which minority and low-income populations are exposed, and on pollutant discharges in waters which are adjacent to and or used by minority and low-income populations (rejected by a recorded vote 153 ayes to 271 noes, Roll No. 319);

Page 12675

The Mineta amendment that sought to modify provisions relating to risk assessment and cost benefit analysis requirements by establishing an effective date of one year after the date of enactment for all risk assessment cost-benefit analysis (rejected by a recorded vote of 157 ayes to 262 noes, Roll No. 320);

Page 12679

The DeFazio amendment that sought to exempt certain naval facilities from adhering to the water quality standards language (rejected by a recorded vote 126 ayes to 294 noes, Roll No. 321);

Page 12683

The Nadler amendment that sought to strike provisions which allow States to downgrade designated uses of bodies of water if the cost of achieving the designated use status exceeds the benefits (rejected by a recorded vote 121 ayes to 294 noes, Roll No. 322);

Page 12687

The Oberstar amendment that sought to strike provisions which delay compliance deadlines for State nonpoint source pollution control programs by one year for every year in which the bill is less than fully funded (rejected by a recorded vote of 122 ayes to 290 noes, Roll No. 323);

Page 12690

The Pallone amendment that sought to establish mandatory minimum penalties for violations to the Clean Water Act; target repeat offenders by increasing penalties and inspection requirements for facilities that repeatedly violate their permits; to authorize citizens to sue for violations and prohibit the use of State administrative settlements as a means of precluding citizen suits and allow courts to use the proceeds of settlements and penalties against polluters to be targeted for use in mitigation projects (rejected by a recorded vote of 106 ayes to 299 noes, Roll No. 324); and

Page 12693

The Visclosky amendment that sought to establish a National Clean Water Trust Fund (rejected by a recorded vote of 156 ayes to 247 noes, Roll No. 325).

Page 12699

Committees To Sit: The following committees and their subcommittees received permission to sit on Friday May 12 during the proceedings of the House under the five-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, International Relations, and Veterans' Affairs.

Page 12717

Senate Messages: Messages received from the Senate today appear on page 12644.

Quorum Calls—Votes: Twelve recorded votes developed during the proceedings of the House today and appear on pages 12664, 12669, 12672, 12674, 12678, 12682, 12686, 12689, 12692, 12698, 12701, 12712. There were no quorum calls.

Adjournment: Met at 10 a.m., and adjourned at 9:05 p.m.

Committee Meetings

GENERAL FARM BILL ISSUES

Committee on Agriculture: Held a hearing on General Farm Bill issues. Testimony was heard from Dan Glickman, Secretary of Agriculture.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on EEOC. Testimony was heard from Gilbert Casellas, Chairman, EEOC.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session to hold a hearing on Intelligence. Testimony was heard from the following officials of the Department of Defense: Keith R. Hall, Deputy Assistant Secretary (Intelligence and Security), Office of the Assistant Secretary (C3I); and Maj. Gen. Kenneth R. Israel, USAF, Assistant Deputy Under Secretary (Acquisition and Technology).

The Subcommittee also held a hearing on Air Force Airlift Programs. Testimony was heard from the following officials of the Department of the Air Force: Darleen A. Druyun, Acting Assistant Secretary (Acquisition); and Gen. Robert L. Rutherford, USAF, Commander, Air Mobility Command.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Banking and Financial Services: By a recorded vote of 38 to 6, ordered reported amended H.R. 1062, Financial Services Competitiveness Act of 1995.

CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Ordered reported the Concurrent Resolution on the Budget for fiscal year 1996.

TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT CONSENT ACT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on H.R. 558, Texas Low-Level Radioactive Waste Disposal Compact Consent Act. Testimony was heard from Representatives Fields of Texas, Bonilla, and Coleman; and public witnesses.

OVERSIGHT

Committee on Commerce: Subcommittee on Health and Environment held an oversight hearing on HIV Testing of Women and Infants. Testimony was heard from Representatives Ackerman, Morella, and Pelosi; the following officials of the Department of Health and Human Services: Helene D. Gayle, M.D., Associate Director, Centers for Disease Control-Washington and Acting Director, National Center for Prevention Services; and James Balsley, M.D., Chief, Pediatric Medicine Branch, Division of AIDS, National Institute of Allergy and Infectious Diseases, NIH; David H. Mulligan, Commissioner, Department of Public Health, State of Massachusetts; and public witnesses.

COMMUNICATIONS LAW REFORM PROPOSALS

Committee on Commerce: Subcommittee on Telecommunications and Finance continued hearings on the following: H.R. 1555, Communications Act of 1995; H.R. 514, to repeal the restrictions on foreign ownership of licensed telecommunications facilities; H.R. 912, to permit registered utility holding companies to participate in the provision of telecommunications services; H.R. 1556, to amend the Communications Act of 1934 to reduce the restrictions on ownership of broadcasting stations, and other media of mass communications; and related telecommunications reform legislation. Testimony was heard from Larry Irving, Assistant Secretary, National Telecommunications Information Administration, Department of Commerce; Anne Bingaman, Assistant Attorney General, Antitrust, Department of Justice; Reed Hundt, Chairman, FCC; Lisa Rosenblum, Deputy Chairman, Public Service Commission, State of New York; Ronald Binz, Director, Office of Consumer Counsel, State of Colorado; and public witnesses.

Hearings continue tomorrow.

TEAMWORK FOR EMPLOYEES AND MANAGERS ACT

Committee on Economic and Educational Opportunities: Held a hearing on H.R. 743, Teamwork for Employees and Managers Act of 1995. Testimony was heard from public witnesses.

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Continued markup of H.R. 1561, American Overseas Interests Act.

Will continue tomorrow.

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES—REAUTHORIZATION

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on the reauthorization of the Administrative Conference of the United States. Testimony was heard from Thomasina V. Rogers, Director, Administrative Conference of the United States; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 1443, Court Arbitration Authorization Act of 1995; H.R. 1445, to amend rule 30 of the Federal Rules of Civil Procedure to restore the stenographic preference for depositions; S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts; and S. 532, to clarify the rules governing venue. Testimony was heard from J. Phil Gilbert, Chief Judge, U.S. District Court, Southern District of Illinois; Ann Claire Williams, Judge, U.S. District Court, Northern District of Illinois; Paul Friedman, Deputy Associate Attorney General, Department of Justice; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held an oversight hearing on Recreation Fees on Federal Lands. Testimony was heard from public witnesses.

ALASKA POWER ADMINISTRATION SALE ACT; MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power Resources approved for full Committee action amended H.R. 1122, Alaska Power Administration Sale Act.

The Subcommittee also held a hearing on the following bills: H.R. 930, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner; and H.R. 1070, to designate the reservoir created by Trinity Dam in Central Valley project, CA, as "Trinity Lake". Testimony was heard from Representative Herger; Rick L. Gold, Deputy Regional Director, Upper Colorado Regional Office, Bureau of Reclamation, Department of the Interior; James Duffus III, Director, Natural Resources Management Issues, GAO; and public witnesses.

CORNING NATIONAL FISH HATCHERY CONVEYANCE ACT

Committee on Rules: Granted, by a voice vote, an open rule providing 1 hour of debate on H.R. 535, Corning National Fish Hatchery Conveyance Act. The bill and committee amendment printed in the bill shall be considered as read. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Saxton and Lincoln.

FISH HATCHERY CONVEYANCE

Committee on Rules: Granted, by a voice vote, an open rule providing 1 hour of debate on H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa. The rule provides that the bill shall be considered as read for amendment under the five minute rule. Finally, the rule provides for one motion to recommit. Testimony was heard from Representatives Saxton and Lincoln.

NEW LONDON NATIONAL FISH HATCHERY

Committee on Rules: Granted, by a voice vote, an open rule providing 1 hour of debate on H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility. The rule provides that the bill and committee amendment shall be considered as read. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Saxton and Lincoln.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

DENVER INTERNATIONAL AIRPORT: WHAT WENT WRONG?

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on the Denver International Airport: What Went Wrong? Testimony was heard from the following officials of the Department of Transportation: Federico Pena, Secretary; and Cynthia Rich, Associate Administrator, Airports, FAA; Mike Gryszkowiec, Director, Planning and Reporting, Resources, Community, and Economic Development Division, GAO; Jim Delong, Director of Aviation, Denver International Airport; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action the following bills: H.R.1384, to amend title 38, United States Code, to exempt certain full-time health-care professionals of the Department of Veterans' Affairs from restrictions on remunerated outside professional activities; H.R. 1536, to amend title 38, United States Code, to extend for 2 years an expiring authority of the Secretary of Veterans Affairs with respect to determination of locality salaries for certain nurse anesthetist positions in the Department of Veterans Affairs; and H.R. 1565, to amend title 38, United States Code, to amend title 38 United States Code, to extend through December 31, 1997, the period during which the Secretary of Veterans Affairs is authorized to provide priority health care to certain veterans exposed to Agent Orange, ionizing radiation, or environmental hazards.

EXTENSION OF FAST TRACK TRADE NEGOTIATING AUTHORITY

Committee on Ways and Means: Subcommittee on Trade and the Subcommittee on Rules and Organization of the House of the Committee on Rules held a joint hearing on Extension of Fast Track trade negotiating authority. Testimony was heard from Representatives Gephardt, Richardson and Kolbe; and public witnesses.

Hearings continue May 17.

COMMITEE BUSINESS; EXTENSION OF LEGAL AUTHORITY FOR DOD COMMERCIAL ACTIVITIES

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

The Subcommittee also met in executive session to hold a hearing on extension of the legal authority for DOD commercial activities to provide security for DOD intelligence collection activities abroad. Testimony was heard from departmental witnesses.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, but did not complete action thereon, and will meet again tomorrow.

Friday, May 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 12738–12862

Measures Introduced: One bill was introduced, as follows: S. 799.

Page 12808

Measures Reported: Reports were made as follows:

S. 141, to repeal the Davis-Bacon Act of 1931 to provide new job opportunities, effect significant cost savings on Federal construction contracts, promote small business participation in Federal contracting, reduce unnecessary paperwork and reporting requirements, with amendments. (S. Rept. No. 104–80)

Page 12808

Measures Passed:

Special Olympics Torch Relay: Senate agreed to H. Con. Res. 64, authorizing the 1995 Special Olympics Torch Relay to be run through the Capitol Grounds.

Page 12850

Solid Waste Disposal Act: Senate continued consideration of S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 12781, 12792, 12799

Adopted:

(1) Chafee (for Levin/Abraham) Amendment No. 1070, to include in the definition of "out-of-State municipal solid waste" waste that is generated outside the United States.

Page 12788

(2) Chafee (for Warner) Amendment No. 1071, to make a technical correction.

Page 12789

(3) Chafee (for Breaux) Amendment No. 1072, to require the Administrator of the Environmental Protection Agency to conduct a study to determine the quantity of hazardous waste that is being transported across State lines and the ultimate disposition of the transported waste.

Page 12792

(4) Chafee (for Breaux) Amendment No. 1073, to require the Administrator of the Environmental Protection Agency to conduct a study to determine the quantity of sludge (including sewage sludge) that is being transported across State lines and the ultimate disposition of the transported sludge.

Page 12792

(5) Chafee (for McConnell) Amendment No. 1074, to promote local and regional planning for effective solid waste collection and disposal and for reducing the amount

of solid waste generated per capita through the use of solid waste reduction strategies.

Page 12799

(6) Chafee/Baucus Amendment No. 1075, to provide that any State that imported more than 750,000 tons of out-of-State municipal solid waste in 1993 may establish a certain limit on the amount of out-of-State municipal solid waste received for disposal at landfills and incinerators in the importing State, and for other related matters.

Page 12800

(7) Chafee (for D'Amato) Amendment No. 1076, to provide that a political subdivision of a State may exercise flow control authority for municipal solid waste and for recyclable material voluntarily relinquished by the owner or generator of the material that is generated within its jurisdiction if, prior to May 15, 1994, the political subdivision had met certain requirements.

Page 12801

(8) Coats Amendment No. 1077, to provide that the Governor of a State may accept, deny or modify an application for a municipal solid waste management facility permit.

Page 12801

Rejected:

Dorgan Amendment No. 914, to amend the definition of "municipal solid waste" to include industrial waste regardless of whether the industrial waste is physically and chemically identical to other municipal solid waste. (By 79 yeas to 17 nays (Vote No. 166), Senate tabled the amendment).

Page 12783

During consideration of this measure today, Senate also took the following action:

By 50 yeas to 47 nays (Vote No. 165), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the committee amendment in the nature of a substitute.

Page 12782

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto on Tuesday, May 16, 1995.

Page 12804

Messages From the President: Senate received the following messages from the President of the United States: Transmitting the report of the District of Columbia's 1995 Supplemental Budget and Rescissions of Authority Request Act of 1995; referred to the Committee on Appropriations. (PM–48).

Page 12808

Messages From the President: **Page 12808**

Communications: **Page 12808**

Statements on Introduced Bills: **Page 12808**

Additional Cosponsors: **Page 12811**

Amendments Submitted: **Page 12811**

Additional Statements: **Page 12849**

Record Votes: Two record votes were taken today. (Total–166)

Pages 12782, 12786

Adjournment: Senate convened at 9:30 a.m., and adjourned at 4:24 p.m., until 9:30 a.m., on Monday, May 15, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 12851.)

Committee Meetings

NEW SUBCOMMITTEE ASSIGNMENTS

Committee on Agriculture, Nutrition, and Forestry: Committee announced the following new subcommittee assignments:

Subcommittee on Production and Price Competitiveness: Senators Cochran (Chairman), Warner, Helms, Coverdell, Dole, Pryor, Daschle, Baucus, and Kerrey.

Subcommittee on Marketing, Inspection, and Product Promotion: Senators Helms (Chairman), Dole, Cochran, McConnell, Santorum, Conrad, Pryor, Baucus, and Heflin.

Subcommittee on Forestry, Conservation, and Rural Revitalization: Senators Craig (Chairman), Coverdell, Warner, Helms, Campbell, Heflin, Harkin, Conrad, and Kerrey.

Subcommittee on Research, Nutrition, and General Legislation: Senators McConnell (Chairman), Dole, Santorum, Craig, Campbell, Harkin, Heflin, Daschle, and Pryor.

APPROPRIATIONS—LEGISLATIVE BRANCH

Committee on Appropriations: Subcommittee on Legislative Branch held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Sheila Burke, Secretary of the Senate; Howard Greene, Senate Sergeant at Arms; Michael Davidson, Senate Legal Counsel; and Harriet Jenkins, Director, Senate Office of Fair Employment Practices.

Subcommittee will meet again on Monday, May 15.

APPROPRIATIONS—EPA/CEQ/AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from Carol Browner, Administrator, Environmental Protection Agency; Kathleen McGinty, Chair, Council on Environmental Quality; and David Satcher, Administrator, Agency for Toxic Substances and Disease Registry.

Subcommittee will meet again on Wednesday, May 17.

House of Representatives

Chamber Action

Bills Introduced: Twelve public bills, H.R. 1623–1634, were introduced.

Page 12779

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Longley to act as Speaker pro tempore for today.

Page 12738

Clean Water Act Amendments: House continued consideration of amendments on H.R. 961, to amend the Federal Water Pollution Control Act; but came to no resolution thereon. Consideration of amendments will resume on Monday, May 15.

Page 12738

Agreed to:

The Lipinski amendment that changes the formula for allocating Federal funds for sewage treatment plant construction among States (agreed to by a recorded vote of 247 ayes to 154 noes, Roll No. 328);

Page 12738

The Largent amendment that reduces by $1 billion the amount appropriated for State water pollution control revolving funds over the next five years; and eliminates the State nonpoint source water pollution control revolving funds (agreed to by a recorded vote of 209 ayes to 192 noes, Roll No. 329); and

Page 12745

The de la Garza amendment that provides that funds authorized for grants to States to build sewage treatment facilities for "colonias" may also be used for "appropriate connections" to treatment plants; and eliminates language setting a specific Federal share of the cost of these projects.

Page 12754

Rejected the Bateman substitute to the Lipinski amendment that sought to change the formula for allocating sewage treatment plant construction funds (rejected by a recorded vote of 160 ayes to 246 noes, Roll No. 327).

Page 12739

The Boehlert amendment to the Largent amendment was offered but subsequently withdrawn that sought to strike language that eliminates the State nonpoint source water pollution control revolving funds.

Page 12749

Morning Hour and Special Order Announcement: It was made in order that the order of the House of January 4, 1995, relating to "morning hour debates" be continued through the adjournment of the 2d Session of the 104th Congress sine die, except that on Tuesdays falling after May 14 of each year the House shall convene for such debates one hour earlier than the time otherwise established by order of the House (rather than 90 minutes earlier); and the time for such debates shall be limited to 25 minutes allocated to each Party (rather than 30 minutes to each); but in no event shall such debates continue beyond the time that falls 10 minutes before the appointed hour for the resumption of legislative business; and with the understanding that the format for recognition for special order speeches first instituted on February 23, 1994, be continued for the same period.

Page 12765

Legislative Program: The Majority Leader announced the legislative program for the week of May 15. Agreed to adjourn from Friday to Monday.

Page 12763

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, May 17.

Page 12765

Meeting Hour: Agreed that the House will meet at 9:00 a.m. on Thursday, May 18.

Page 12765

Recess Authority: It was made in order that on Thursday, May 18, the Speaker be authorized to declare a recess subject to the call of the Chair for the purpose of receiving former Members of Congress.

Page 12765

Presidential Message: Read a message from the President wherein he transmits the District of Columbia's 1995 Supplemental Budget and Rescissions of Authority Request Act of 1995—referred to the Committee on Appropriations and ordered printed (H. Doc. No. 104–74).

Page 12767

Referrals: One Senate-passed measure was referred to the appropriate House committee.

Page 12778

Senate Messages: Messages received from the Senate today appear on page 12738.

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 12744, 12745, 12753. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 3:04 p.m.

Committee Meetings

COMMUNICATIONS LAW REFORM PROPOSALS

Committee on Commerce: Subcommittee on Telecommunications and Finance concluded hearings on the following: H.R. 1555, Communications Act of 1995; H.R. 514, to repeal the restrictions on foreign ownership of licensed telecommunications facilities; H.R. 912, to permit registered utility holding companies to participate in the provision of telecommunications services; H.R. 1556, to amend the Communications Act of 1934 to reduce the restrictions on ownership of broadcasting stations and other media of mass communications; and related telecommunications reform legislation. Testimony was heard from public witnesses.

DISTRICT OF COLUMBIA SCHOOLS

Committee on Economic and Education Opportunities: Subcommittee on Oversight and Investigations held a hearing on the District of Columbia Schools. Testimony was heard from the following officials of the District of Columbia: Wilma Harvey, President, School Board; and Franklin Smith, Superintendent, Public Schools; and public witnesses.

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Continued markup of Division B (Foreign Relations Authorizations) and Division C (Foreign Assistance Authorizations) of H.R. 1561, American Overseas Interest Act.

Will continue May 15.

VETERANS BENEFITS ADMINISTRATION'S PROCESSING COMPENSATION CLAIMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, Insurance and Memorial Affairs held a hearing on Veterans Benefit Administration's processing of compensation claims, with an emphasis on Persian Gulf War claims, and oversight of P.L. 103–446, the Veterans' Benefits Improvement Act of 1994. Testimony was heard from R. John Vogel, Under Secretary, Benefits, Department of Veterans Affairs; representatives of veterans organizations; and public witnesses.

HEALTH INSURANCE PORTABILITY

Committee on Ways and Means: Subcommittee on Health held a hearing on Health Insurance Portability. Testimony was heard from public witnesses.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate-and House-passed versions of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, but did not complete action thereon, and will meet again on Monday, May 15.

◆◆◆◆◆◆◆◆◆◆◆

Monday, May 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 12863–12972

Measures Introduced: Five bills were introduced, as follows: S. 800–804.

Page 12905

Measures Reported: Reports were made as follows:

S. 625, to amend the Land Remote Sensing Policy Act of 1992. (S. Rept. No. 104–81)

Page 12905

Alaska Power Administration Sale Act: Senate began consideration of S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Marketing Administration, with committee amendments, agreeing to a committee amendment, with an exception, and taking action of further amendments proposed thereto, as follows:

Pages 12863, 12865, 12868

Pending:

Murkowski Amendment No. 1078, to authorize exports of Alaskan North Slope crude oil.

Page 12884

During consideration of this measure today, Senate took the following action:

By 80 yeas to 6 nays (Vote No. 167), Senate tabled committee amendment beginning on page 1, line 3, through page 7, line 25, providing for the sale of Alaska Power Marketing Administration's (APA) assets, and the termination of the APA.

Page 12868

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, May 17, 1995.

Page 12897

Senate will continue consideration of the bill on Tuesday, May 16, 1995.

Nominations Received: Senate received the following nominations:

3 Marine Corps nominations in the rank of general.

A routine list in the foreign service.

Page 12919

Measures Placed on Calendar: **Page 12905**

Statements on Introduced Bills: **Page 12905**

Additional Cosponsors: **Page 12914**

Amendments Submitted: **Page 12914**

Notices of Hearings: **Page 12914**

Authority for Committees: **Page 12915**

Additional Statements: **Page 12915**

Record Votes: One record vote was taken today. (Total—167)

Page 12882

Recess: Senate convened at 9:30 a.m., and recessed at 6:15 p.m., until 9:30 a.m., on Tuesday, May 16, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 12919.)

Committee Meetings

APPROPRIATIONS—LOC/CBO/CAPITOL POLICE

Committee on Appropriations: Subcommittee on Legislative Branch held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of funds for their respective activities from James H. Billington, Librarian of Congress; June E. O'Neill, Director, and James L. Blum, Deputy Director, both of the Congressional Budget Office; and Gary L. Abrecht, Chief, United States Capitol Police.

Subcommittee will meet again on Monday, May 22.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness and Subcommittee on Personnel concluded joint hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on military family housing issues, after receiving testimony from Joshua Gotbaum, Assistant Secretary of Defense for Economic Security; Paul Johnson, Deputy Assistant Secretary of the Army for Installations and Housing; Robert B. Pirie, Jr., Assistant Secretary of the Navy for Installations and Environment; and Rodney A. Coleman, Assistant Secretary of the Air Force for Manpower, Reserve Affairs, Installation and Environment.

CARIBBEAN BASIN INITIATIVE

Committee on Finance: Subcommittee on International Trade held hearings on S. 529, to provide, temporarily, tariff and quota treatment equivalent to that accorded to members of the North American Free Trade Agreement (NAFTA) to Caribbean Basin beneficiary countries, receiving testimony from Charlene Barshefsky, Deputy United States Trade Representative; Alexander F. Watson, Assistant Secretary of State for Inter-American Affairs; Noel Beasley, Amalgamated Clothing and Textile Workers Union, Chicago, Illinois; Fred O. Braswell, III, Russell Corporation, Alexander City, Alabama, on behalf of the American Textile Manufacturers Institute; Jeffrey J. Schott, Institute for International Economics, Washington, D.C.; and William Woltz, Jr., Perry Manufacturing Company, Mt. Airy, North Carolina, on behalf of the American Apparel Manufacturers Association.

Hearings were recessed subject to call.

CONGRESSIONAL PENSION REFORM

Committee on Governmental Affairs: Subcommittee on Post Office and Civil Service held hearings on S. 228, to amend certain provisions of title 5, United States Code, relating to the treatment of Members of Congress and Congressional employees for retirement purposes, focusing on a comparison of congressional and Federal retirement benefit programs, receiving testimony from Senator Bryan; Representative Moran; William E. Flynn, III, Associate Director, Retirement and Insurance Service, Office of Personnel Management; and Johnny C. Finch, Assistant Comptroller General for General Government Division, General Accounting Office.

Subcommittee will meet again on Monday, May 22.

House of Representatives

Chamber Action

Bills Introduced: Six public bills, H.R. 1635–1640 were introduced.

Page 12963

Reports Filed: Reports were filed as follows:

H.R. 1590, to require the Trustees of the medicare trust funds to report recommendations on resolving projected financial imbalance in medicare trust funds (H. Rept. 104–119, Pt. 1); and

H. Con. Res. 67, setting forth the congressional budget for the United States government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002 (H. Rept. 104–20).

Page 12962

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Funderburk to act as Speaker pro tempore.

Page 12921

Recess: House recessed at 10:37 a.m. and reconvened at noon.

Page 12921

Recess: House recessed at 12:06 p.m. and reconvened at 12:23 p.m.

Page 12922

Greens Creek Land Exchange: House voted to suspend the rules and pass H.R. 1266, amended to provide for the exchange of lands within the Admiralty Island National Monument.

Page 12923

Recess: House recessed at 12:36 p.m. and reconvened at 12:43 p.m.

Page 12930

New London Fish Hatchery Conveyance: House agreed to H. Res. 146, providing for the consideration of H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London Fish Hatchery production facility.

Page 12931

Fairport Fish Hatchery Conveyance: House agreed to H. Res. 145, providing for the consideration of H.R. 584, to direct the Secretary of Interior to convey a fish hatchery to the State of Iowa.

Page 12931

Corning Fish Hatchery Conveyance: House agreed to H. Res. 144, providing for the consideration of H.R.

535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas.
Page 12932

Educate America Act Amendments: House voted to suspend the rules and pass H.R. 1045, amended, to amend the Goals 2000: Educate America Act to eliminate the National Education Standards and Improvement Council.
Page 12934

Recess: House recessed at 1:36 p.m. and reconvened at 5 p.m.
Page 12938

Recess: House recessed at 5:02 p.m. and reconvened at 6:03 p.m.
Page 12938

Committee to Sit: Committee on International Relations received permission to sit on May 16 during proceedings of the House under the five-minute rule.
Page 12939

Clean Water Amendments: House continued consideration of amendments to H.R. 961, to amend the Federal Water Pollution Control Act; but came to no resolution thereon. Consideration of amendments will resume on May 16.
Page 12939

Pending when the Committee of the Whole rose was the Boehlert amendment that sought to define "wetland" as any area that is inundated or saturated by surface water or ground water at a frequency and duration sufficient to a prevalence of vegetation adapted to such conditions; require EPA to initiate a national wetland restoration strategy in cooperation with other Federal agencies, State, and local government, and the private sector; direct EPA to establish a Wetlands Coordinating Committee made up of Federal, State, and local government officials and associations to integrate conservation efforts among different levels of government and help develop national wetland strategy and policy implementation and advise EPA and the Army Secretary in adopting a regulatory program; direct EPA or the Corps of Engineers, as appropriate, to provide technical assistance and training to State and local governments in the development and implementation of wetlands protection; authorizes $15 million annually for fiscal year 1996 to 2000 for EPA to establish direct grants to States and tribes for implementation and development of wetlands strategies, assistance to regional and local governments to pursue the same objectives, provide financing of State permits in support of Federal wetlands projects with no State receiving more than $300 of each type of grant nor more then $500,000 overall and with recipients sharing at least 25 percent of the costs of projects undertaken.
Page 12939

Late Report: Committee on the Budget received permission to have until midnight tonight to file a report on the concurrent resolution on the budget for fiscal year 1996.
Page 12961

Senate Messages: Messages received from the Senate today appear on page 12922.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 12963.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10:30 a.m. and adjourned at 8:40 p.m.

Committee Meetings

AMERICAN OVERSEAS INTERESTS ACT

Committee on International Relations: Ordered reported amended H.R. 1561, American Overseas Interests Act.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, May 16, 1995

Senate

Chamber Action

Routine Proceedings, pages 12973–13180

Measures Introduced: Four bills were introduced, as follows: S. 806–809.
Page 13021

Measures Reported: Reports were made as follows:

Reported on Monday, May 15, 1995, after the recess of the Senate:

S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002. (S. Rept. No. 104–82)
Page 12905

S. 454, to reform the health care liability system and improve health care quality through the establishment of quality assurance programs, with an amendment in the nature of a substitute. (S. Rept. No. 104–83)
Page 13021

Measures Passed:

Solid Waste Disposal Act: By 94 yeas to 6 nays (Vote No. 169), Senate passed S. 534, to amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 12973, 12982, 12984

Adopted:

(1) Chafee (for Kempthorne) Amendment No. 1083, of a technical nature.

Page 12979

(2) Domenici Amendment No. 1092, to revise guidelines and criteria for the Resource Conservation and Recovery Act.

Page 12984

Rejected:

Murray/Gorton Amendment No. 1079, to permit a political subdivision of a state to exercise flow control authority for municipal solid waste, and for voluntarily relinquished recyclable material that is generated within its jurisdiction prior to January 1, 1990. (By 54 yeas to 45 nays (Vote No. 168), Senate tabled the amendment.)

Page 12973

Alaska Power Administration Sale Act: By 74 yeas to 25 nays (Vote No. 170), Senate passed S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Marketing Administration, and to authorize the export of Alaska North Slope crude oil, after taking action on amendments proposed thereto, as follows:

Pages 12999, 13001, 13008

Adopted:

(1) Johnston/Murkowski/Breaux Amendment No. 1101, to provide for the energy security of the Nation through encouraging the production of domestic oil and gas resources in deep water on the Outer Continental Shelf in the Gulf of Mexico.

Page 13001

(2) Murkowski Amendment No. 1102, to authorize the sale of the Alaska Power Administration (APA).

Page 13003

(3) Johnston (for Daschle) Amendment No. 1103 (to Amendment No. 1102), to make clear that the authorization of sale of hydroelectric projects under section 102 has no relevance to any proposal to sell any other hydroelectric project or the power marketing administrations.

Page 13004

(4) Murkowski Amendment No. 1104, to allow exports of Alaskan North Slope oil as long as the oil is transported by vessels documented under the laws of the United States.

Page 13005

(5) Murkowski Amendment No. 1105 (to Amendment No. 1104), to provide for retirement of certain costs incurred for the construction of non-Federal publicly owned shipyards.

Page 13006

Subsequently, the amendment was modified.

Page 13014

(6) Murray Amendment No. 1106 (to Amendment No. 1104), to establish procedures for towing vessels to be able to provide assistance to certain vessels operating within the boundaries of the Olympic Coast National Marine Sanctuary or the Strait of Juan de Fuca.

Page 13008

(7) Murray Amendment No. 1107 (to Amendment No. 1104), to include licensing requirements and conditions in the issuance of rules necessary for implementation of the President's national interest determination, to give authority to the President to take certain actions relative to anticompetitive activity, including revocation.

Page 13008

Withdrawn:

Murkowski Amendment No. 1078, to authorize exports of Alaskan North Slope crude oil.

Pages 12999, 13001

Whitewater Investigation—Agreement: A unanimous-consent time agreement was reached providing for the consideration of a proposed resolution relating to the Whitewater investigation, on Wednesday, May 17, 1995.

Page 13036

Treaty Approved: The following treaty having passed through the various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolution of ratification, with two provisos, was agreed to: Treaty with Panama on Mutual Assistance in Criminal Matters. (Treaty Doc. 102–15)

Page 13036

Nominations Confirmed: Senate confirmed the following nominations:

Robert E. Rubin, of New York, to be United States Governor of the International Monetary Fund for a term of five years; United States Governor of the International Bank for Reconstruction and Development for a term of five years; United States Governor of the Inter-American Development Bank for a term of five years; United States Governor of the African Development Bank for a term of five years; United States Governor of the Asian Development Bank; United States Governor of the African Development Fund; United States Governor of the European Bank for Reconstruction and Development.

Lawrence Harrington, of Tennessee, to be United States Alternate Executive Director of the Inter-American Development Bank.

Jeffrey M. Lang, of Maryland, to be Deputy United States Trade Representative, with the rank of Ambassador.

A routine list in the National Oceanic and Atmospheric Administration.

Page 13037

Messages From the House: **Page 13021**

Measures Referred: **Page 13021**

Measures Read First Time: **Page 13021**

Statements on Introduced Bills: **Page 13021**

Additional Cosponsors: **Page 13023**

Amendments Submitted: **Page 13024**

Notices of Hearings: **Page 13033**

Authority for Committees: **Page 13034**

Additional Statements: **Page 13034**

Record Votes: Three record votes were taken today. (Total—170)

Pages 12979, 12992, 13013

Recess: Senate convened at 9:30 a.m., and recessed at 6:25 p.m., until 9:45 a.m., on Wednesday, May 17, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 13037.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Karl N. Stauber, of Minnesota, to be Under Secretary of Agriculture for Research, Education, and Economics, and Eugene Branstool, of Ohio, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation, after the nominees testified and answered questions in their own behalf. Mr. Stauber was introduced by Senator Wellstone.

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on rural development and farm credit programs, including S. 805, to improve Federal rural electrification and rural development programs administered by the Department of Agriculture, receiving testimony from Senator Simpson; Daniel R. Glickman, Secretary of Agriculture; Bill McQuillan, City National Bank, Greeley, Nebraska, on behalf of the Independent Bankers Association of America; C.T. Fredrickson, AgriBank, FCB, St. Paul, Minnesota; David Freshwater, University of Kentucky, Lexington; Enrique Irizarry, Jr., GAM Service Corporation, San Juan, Puerto Rico; Bill Christison, Missouri Rural Crisis Center, Chillicothe, on behalf of the National Family Farm Coalition; Michael H. Core, Indiana Statewide Association of Rural Electric Cooperatives, Inc., Indianapolis; Joe Palmer, Georgia Rural Water Association, Albany, on behalf of the National Rural Water Association; Aaron J. Harp, University of Idaho, Moscow; Dwight L. Casey, National Alliance for Fair Competition, Alexandria, Virginia; L. Roger Johnson, North Dakota Agricultural Mediation Service, Bismarck; and Ron Phillips, Coastal Enterprises, Inc., Wiscasset, Maine.

Committee will meet again on Tuesday, May 23.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Readiness resumed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on Department of Defense financial management, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, David M. Connor, Director for Defense Audit Issues, Accounting and Information Management Division, Jack L. Brock, Jr., Director for IRM-NSIAD Issues, Accounting and Information Management Division, and David E. Cooper, Director for Acquisition Policy, Technology and Competitiveness Issues, National Security and International Affairs Division, all of the General Accounting Office; and John J. Hamre, Comptroller and Chief Financial Officer, and Richard F. Kervey, Director, Defense Finance and Accounting Service, both of the Department of Defense.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on SeaPower resumed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on the requirements for continued production of nuclear submarines, submarine industrial base issues, procurement strategy, and associated funding, receiving testimony from Nora Slatkin, Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Adm. T. Joseph Lopez, Deputy Chief of Naval Operations, Warfare Requirements and Assessments; Adm. Bruce DeMars, Director, Naval Nuclear Propulsion; Richard Davis, Director, National Security Analysis, National Security and International Affairs Division, General Accounting Office; Ronald O'Rourke, Specialist in National Defense, Congressional Research Service; Cindy Williams, Assistant Director, National Security Division, Congressional Budget Office; William Fricks, Newport News Shipbuilding and Drydock, Newport News, Virginia; and James E. Turner, Jr., General Dynamics Corporation, Groton, Connecticut.

Subcommittee will meet again on Thursday, May 18.

NASA SPACE SHUTTLE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine the status of the National Aeronautics and Space Administration's space shuttle and reusable launch vehicle programs, after receiving testimony from Representative Rohrabacher; J. Wayne Littles, Associate Administrator for Office of Space Flight, John Mansfield, Associate Administrator for Space Access and Technology, and Paul Johnstone, Deputy Chairman, Aerospace Safety Advisory Panel, all of the National Aeronautics and Space Administration; and Jerry Grey, American Institute of Aeronautics and Astronautics, and John Logsdon, George Washington University, both of Washington, D.C.

NRC LICENSING

Committee on Energy and Natural Resources: Committee concluded hearings to review Nuclear Regulatory Commission licensing activities with regard to the Department of Energy's civilian nuclear waste disposal program and other related matters within the jurisdiction of the Nuclear Regulatory Commission, after receiving testimony from Ivan Selin, Chairman, Nuclear Regulatory Commission.

MEDICARE

Committee on Finance: Committee resumed hearings on the fiscal solvency of Medicare and the status of the program's delivery of health care services, focusing on methods to preserve and improve the Medicare program, receiving testimony from Stuart M. Butler, Heritage Foundation, Roland King, Ernst & Young, and Robert D. Reischauer, Brookings Institution, all of Washington, D.C.; and John W. Rowe, Mount Sinai Hospital School of Medicine, New York, New York.

Hearings continue tomorrow.

INDIVIDUALS WITH DISABILITIES EDUCATION ACT

Committee on Labor and Human Resources: Subcommittee on Disability Policy resumed hearings on proposed legislation authorizing funds for programs of the Individuals with Disabilities Education Act, receiving testimony from G. Reid Lyon, Director, Human Learning and Behavior Branch, Center for Research for Mothers and Children, National Institutes of Health, Department of Health and Human Services; Stevan A. Kukic, Utah State Office of Education, Salt Lake City; Hal Hayden, Kentucky Department of Education, Frankfort; James E. Ysseldyke, University of Minnesota, Minneapolis; Charlene Green, Chicago Public Schools, Chicago, Illinois; Brian A. McNulty, Colorado Department of Education, Denver; Laurie Collins, Winston Salem, North Carolina, on behalf of the Interagency Coordinating Council in North Carolina; and Gen Nochta, Lexington, Kentucky.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1641–1653; and one resolution, H. Res. 150 were introduced.
Page 13154

Reports Filed: Reports were filed as follows:

H. Res. 147, providing for the consideration of S. 4, to grant the power to the President to reduce budget authority (H. Rept. 104–121);

H. Res. 148, providing for the consideration of S. 219, to improve the economy and efficiency of Federal Government Operations by establishing a moratorium on regulatory rulemaking action (H. Rept. 104–122);

H.R. 1175, to amend Public Law 89–454 to provide for the reauthorization of appropriations, amended (H. Rept. 104–123);

Conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995 (H. Rept. 104–124); and

H. Res. 149, providing for the consideration of H. Con. Res. 67 setting forth the Congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002 (H. Rept. 104–125).
Page 13153

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich as Speaker pro tempore for today.
Page 13038

Recess: House recessed at 9:42 a.m. and reconvened at 10 a.m.
Page 13042

Medicare Trust Funds Report: By a yea-and-nay vote of 247 yeas to 170 nays, Roll No. 330 (two-thirds of those present not voting in the affirmative), the House failed to suspend the rules and pass H.R. 1590, to require the Trustees of the medicare trust funds to report recommendations on resolving projected financial imbalance in medicare trust funds.
Page 13047

Committees To Sit: By a yea-and-nay vote of 235 yeas to 181 nays, Roll No. 331, agreed to the Armey motion that all standing committees and their subcommittees be permitted to sit today and the balance of the week during the proceedings of the House under the 5-minute rule.
Page 13054

Clean Water Act Amendments: By a yea-and-nay vote of 240 yeas to 185 nays, Roll No. 337, the House passed

H.R. 961, to amend the Federal Water Pollution Control Act.

Pages 13057, 13135

Rejected the Bonior motion to recommit the bill to the Committee on Transportation and Infrastructure with instructions to report the bill back to the House adding provisions including standards for the discharge of industrial pollution into water; additional water pollution and control protections for public water supplies which are used for drinking; and a report by the Congressional Budget Office on the implications of this bill with regards to the Unfunded Mandates Reform Act (rejected by a recorded vote of 169 ayes to 256 noes, Roll No. 336).

Page 13092

Agreed to the committee amendment in the nature of a substitute.

Page 13089

Agreed To:

The Gilchrest amendment that strikes language prohibiting property from being categorized solely as a wetland based solely on the fact that migratory birds use or might use it;

Page 13067

The Minge amendment that requires any mitigation of agricultural lands to be developed in consultation with the Secretary of Agriculture;

Page 13073

The Riggs Amendment that adds certain municipal waste water reuse operations to the list of activities which are exempt from permit requirements under the comprehensive wetlands program;

Page 13073

The Taylor of Mississippi amendment that requires the Army Corps of Engineers implementing regulations to include standards and procedures that, to the maximum extent practicable, require the creation of artificial wetlands and other beneficial uses of material from navigational dredging;

Page 13076

The Franks of New Jersey amendment that clarifies that the ocean dumping provisions apply only to the ocean dumping of dredged material, and not to the dumping of sewage sludge or other materials; and

Page 13081

The Petri amendment that adds additional provisions regarding coastal nonpoint pollution control. Earlier, a similar amendment was offered but subsequently withdrawn.

Page 13082

Rejected:

The Boehlert amendment that sought to define "wetland" more broadly as any area that is inundated or saturated by surface water or ground water at a frequency and duration sufficient to a prevalence of vegetation adapted to such conditions; require EPA to initiate a national wetland restoration strategy in cooperation with other Federal agencies, State, and local governments, and the private sector; direct EPA to establish a Wetlands Coordinating Committee made up of Federal, State, and local government officials and associations to integrate conservation efforts among different levels of government and help develop national wetland strategy and policy implementation and advise EPA and the Army Secretary in adopting a regulatory program; direct EPA or the Corps of Engineers, as appropriate, to provide technical assistance and training to State and local governments in the development and implementation of wetlands protection; authorize $15 million annually for fiscal year 1996 to 2000 for EPA to establish direct grants to States and tribes for implementation and development of wetlands strategies, assistance to regional and local governments to pursue the same objectives, provide financing of State permits in support of Federal wetlands projects with no State receiving more than $300 of each type of grant nor more than $500,000 overall and with recipients sharing at least 25 percent of the costs of projects undertaken (rejected by a recorded vote of 185 ayes to 242 noes, Roll No. 332);

Page 13058

The Gilchrest amendment that sought to strike language that establishes a new definition of what constitutes a wetland as well as its detailed wetlands classification system (rejected by a recorded vote of 180 ayes to 247 noes, Roll No. 333);

Page 13068

The Pallone en bloc amendment that sought to strike provisions which reassign certain regulatory authority over ocean dumping and navigational dredging permits from EPA to the Army Corps of Engineers;

Page 13074

The Frelinghuysen amendment that sought to allow States that are administering their own federally approved wetlands permit programs as of the date of enactment to continue administering their own programs rather than the new program established in the bill (rejected by a recorded vote of 181 ayes to 243 noes, Roll No. 334); and

Page 13076

The Wyden amendment that sought to provide that the Federal Government would not have to pay compensation for losses in property value caused by wetlands regulation in cases where failure to enforce such regulations is likely to reduce the fair market value of one or more private homes by $10,000 or more (rejected by a recorded vote of 158 ayes to 270 noes, Roll No. 335).

Page 13078

The Clerk was authorized to make corrections in section numbers, punctuation, and cross-references and to make other technical and conforming changes.

Page 13094

United States Naval Academy: The Speaker appointed Representatives Skeen, Gilchrest, Hoyer, and Mfume as members of the Board of Visitors to the United States Naval Academy on the part of the House.

Page 13135

United States Military Academy: The Speaker appointed Representatives Kelly, Taylor of North Caroline, Hefner, and Laughlin as members of the Board of Visitors to the United States Military Academy on the part of the House.

Page 13135

American Indian and Alaska Native Culture: The Speaker appointed Representatives Young of Alaska and Kildee to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development on the part of the House.

Page 13135

Truman Scholarship Foundation: The Speaker appointed Representatives Emerson and Skelton as members of the Board of Trustees of the Harry S Truman Scholarship Foundation on the part of the House.

Page 13135

Amendments Ordered Printed. Amendments ordered printed pursuant to the rule appear on page 13155.

Quorum Calls—Votes: Three yea-and-nay votes and five recorded votes developed during the proceedings of the House today and appear on pages 13053, 13056, 13066, 13072, 13077, 13079, 13093, 13094. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 9 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing on H.R. 1627, to amend the Federal Insecticide, Fungicide, and Rodenticide Act. Testimony was heard from Lynn Goldman, Assistant Administrator, Office of Prevention, Pesticides, and Toxic Substances, EPA; Rebecca Doyle, Director, Department of Agriculture, State of Illinois; and public witnesses.

URUGUAY ROUND IMPLEMENTATION

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on federally-sanctioned programs for dairy product promotion, research, and nutrition education, as well as the relationship of those programs to export policy following the implementation of the Uruguay Round. Testimony was heard from Lon S. Hatamiya, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security continued appropriation hearings. Testimony was heard from public witnesses.

OVERSIGHT RTC

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held an oversight hearing on the RTC. Testimony was heard from Gaston Gianni, Associate Director, GAO; the following officials of the Thrift Depositor Protection Oversight Board: Robert Rubin, Secretary; and Jonathan Fiechter, Acting Director, Office of Thrift Supervision, both with the Department of the Treasury; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Tigert Helfer, Chairman, FDIC; Jack Ryan, Acting CEO, Resolution Trust Corporation; and Robert Larson, member.

COMMITTEE BUSINESS

Committee on Commerce: Met and approved pending Committee business.

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 1323, amended, Pipeline Safety Act of 1995; and H.R. 558, Low-Level Radioactive Waste Disposal Compact Consent Act.

OVERSIGHT

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations held a joint oversight hearing on Waste, Fraud, and Abuse in the Medicare Program. Testimony was heard from Michael Mangano, Principle Deputy Inspector General, Department of Health and Human Services; Sarah Jagger, Director, Health, Financing, and Policy Issues, Health, Education and Human Services Division, GAO; Tom Kubic, Agent, FBI, Department of Justice; and public witnesses.

CONSOLIDATED AND REFORMED EDUCATION, EMPLOYMENT, AND REHABILITATION SYSTEMS

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families approved for full Committee action amended Title 4 (Adult Education, Family Literacy and Library Technology Consolidated Grant) of H.R. 1617, Consolidated and Reformed Education, Employment, and Rehabilitation Systems.

CONSOLIDATING FEDERAL PROGRAMS AND ORGANIZATIONS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Consolidating Federal Programs and Organizations. Testimony was heard from Hazel O'Leary, Secretary of Energy.

Hearings continue May 23.

CONSOLIDATING AND RESTRUCTURING THE EXECUTIVE BRANCH

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Consolidating and Restructuring the Executive Branch. Testimony was heard from Representatives Walker, Brownback, Chrysler, and Tiahrt; Robert A. Mosbacher, former Secretary of Commerce; and public witnesses.

LEGAL SERVICES CORPORATION REAUTHORIZATION

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on the reauthorization of the Legal Services Corporation. Testimony was heard from Representatives McCollum, Stenholm, Spratt, and Wyden; Abner J. Mikva, Counsel to the President; Jamie Gorelick, Deputy Attorney General, Department of Justice; John Carey, General Counsel, FEMA; and the following officials of the Legal Services Corporation: Alexander D. Forger, President; Douglas F. Eakeley, Chairman of the Board; and Thomas F. Smegal, Jr., and Ernestine P. Watlington, both members of the Board.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action the following bills: H.R. 587, to amend title 35, United States Code, with respect to patents on biotechnological processes; H.R. 1443, Court Arbitration Authorization Act of 1995; H.R. 1170, amended, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a three-judge court; H.R. 1445, to amend rule 30 of the Federal Rules of Civil Procedure to restore the stenographic preference for depositions; S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts; and S. 532, to clarify the rules governing venue.

ROYALTY RELIEF ACT

Committee on Resources: Subcommittee on Energy and mineral Resources held a hearing on H.R. 699, Royalty Relief Act of 1995. Testimony was heard from W. Hord Tipton, Assistant Director, Energy and Minerals Resources, Bureau of Land Management, Department of the Interior; Reginal Spiller, Deputy Assistant Secretary, Gas, and Petroleum Technologies, Department of Energy; and public witnesses.

TRANSFER MANAGEMENT—TISHOMINGO NATIONAL WILDLIFE REFUGE

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 1112, to transfer management of the Tishomingo National Wildlife Refuge to the State of Oklahoma. Testimony was heard from Representatives Brewster and Geren of Texas; Mollie Beattie, Director, U.S. Fish and Wildlife Service, Department of the Interior; Greg D. Duffy, Director, Department of Wildlife Conservation, State of Oklahoma; and public witnesses.

ADMINISTRATION OF CERTAIN PRESIDIO PROPERTIES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 1296, to provide for the administration of certain Presidio properties at minimal cost to the Federal taxpayer. Testimony was heard from Senators Boxer and Feinstein; Representative Pelosi; Roger Kennedy, Director, National park Service, Department of the Interior; Frank Jordan, Mayor, San Francisco, California; and public witnesses.

LINE ITEM VETO

Committee on Rules: Granted, by voice vote, a rule providing for a motion, any rule of the House to the contrary notwithstanding, to take from the Speaker's table S. 4, Line Item Veto, for consideration in the House, to strike all after the enacting clause, and to insert the text of H.R. 2 as passed by the House. The rule provides 1 hour of debate, equally divided between the Committees on Government Reform and Oversight and Rules. Finally, the rule provides one motion to commit.

REGULATORY TRANSITION ACT

Committee on Rules: Granted, by a voice vote, a rule providing for a motion, any rule of the House to the contrary notwithstanding, to take from the Speaker's table S. 219, Regulatory Transition Act of 1995, for consideration in the House, to strike all after the enacting clause, and to insert the text of H.R. 450 as passed by the House. The rule provides 1 hour of debate, equally divided between the Committees on Government Reform and Oversight and Judiciary. Finally, the rule provides one motion to commit.

FAA RESEARCH AND ACQUISITION MANAGEMENT

Committee on Science: Subcommittee on Technology held a hearing on FAA Research and Acquisition Management. Testimony was heard from the following officials of the GAO: Gerald L. Dillingham, Associate Director, Transportation Issues; Matthew E. Hampton, Evaluator, Aviation Safety and Security; and Robert E. Levin, Assistant Director, Transportation Issues; the following officials of the OTA: Kevin P. Dopart, Senior Analyst, Energy, Transportation, and Infrastructure Program; and Kelley A. Scott, Analyst; and the following officials of the FAA, Department of Transportation: George L. Donahue, Associate Administrator, Research and Acquisition; Andres Zellweger, Director, Office of Aviation Research; and Clyde Miller, Program Director, Research Office of Aviation.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

EXPLORE INCREASING AND IMPROVING OPTIONS FOR MEDICARE BENEFICIARIES

Committee on Ways and Means: Subcommittee on Health held a hearing to explore increasing and improving options for Medicare beneficiaries, with emphasis on Experience in Controlling Costs and Improving Quality in Employer-Based Plans. Testimony was heard from public witnesses.

Hearings continue May 24.

FEDERAL UNEMPLOYMENT COMPENSATION SYSTEM AND CONSOLIDATION OF JOB TRAINING PROGRAMS

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Federal Unemployment Compensation system and Consolidation of Job Training Programs. Testimony was heard from Representatives Crapo and McKeon; Raymond Uhalde, Deputy Assistant Secretary, Employment and Training Administration, Department of Labor; and public witnesses.

IMPOSITION OF SANCTIONS WHEN NECESSARY TO PROTECT INTELLIGENCE SOURCES AND METHODS

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on legislation to permit the President to defer imposition of sanctions when necessary to protect intelligence sources and methods. Testimony was heard from departmental witnesses.

BUDGET RESOLUTION FOR FISCAL YEAR 1996

Committee on Rules: Granted a modified closed rule providing for six hours of general debate on H. Con. Res. 67, the concurrent resolution on the budget for fiscal years 1996–2002. The rule waives all points of order against the resolution and against its consideration. The rule provides for the adoption in the House and Committee of the Whole of the amendment printed in this report. It then makes in order only the amendments in nature of a substitute designated in section 2 of the rule to be offered only in the order specified, only by the Member designated, debatable for one hour each, and not subject to amendment, as follows: (1) by Representative Gephardt of Missouri printed in the May 16 RECORD, if achieving a balanced budget by the fiscal year 2002; (2) by Representatives Neumann of Wisconsin or Solomon of New York, consisting of the text of H. Con. Res. 66; (3) by Representatives Payne of New Jersey or Owens of New York, printed in the May 16 RECORD; and (4) by the minority leader if printed by him in the RECORD not later than May 17, consisting of a revised budget submitted by the President to the Congress that achieves a balanced budget by the fiscal year 2002. The rule waives all points of order against the amendments except that if an amendment in the nature of a substitute is adopted, it is not in order to consider further substitutes. Following disposition of the amendments, the rule provides a final period of debate of ten minutes equally divided between the chairman and ranking minority member of the Budget Committee. The rule permits the Budget Committee chairman to offer amendments in the House to achieve mathematical consistency pursuant to section 305(a)(5) of Budget Act. Finally, the rule suspends the application of House Rule XLIX, which provides for the automatic adoption of a debt limit identical to the level contained in the conference report on the budget resolution, with respect to the conference report on the fiscal 1996–2002 budget resolution. Testimony was heard from Chairman Kasich and Representatives Shays, Smith of Michigan, Shuster, Solomon, Neumann, Smith of Washington, Sabo, Stenholm, Orton, Browder, Dingell, Owens, Payne of New Jersey, Visclosky, and Peterson of Minnesota.

Joint Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, May 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 13181–13417

Measures Introduced: Six bills and three resolutions were introduced, as follows: S. 811–816, S. Res. 120 and 121, and S. Con. Res. 14.

Page 13217

Measures Reported: Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1995". (S. Rept. No. 104–84)

Page 13217

Measures Passed:

Committee to Investigate Whitewater: By 96 yeas to 3 nays (Vote No. 171), Senate agreed to S. Res. 120, establishing a special committee administered by the Committee on Banking, Housing, and Urban Affairs to conduct an investigation involving Whitewater Development Corporation, Madison Guaranty Savings and Loan Association, Capital Management Services, Inc, the Arkansas

Development Finance Authority, and other related matters.

Page 13185

Extended Use of Medicare Selected Policies: Senate passed H.R. 483, to amend title XVII of the Social Security Act to permit medicare select policies to be offered in all States, after agreeing to the following amendments proposed thereto:

Pages 13199, 13208

Chafee (for Packwood/Chafee/Rockefeller/Kennedy) Amendment No. 1108, in the nature of a substitute.

Page 13210

Support of Angola: Senate agreed to S. Res. 121, congratulating the people of Angola for the courageous and determined steps their leaders have taken in support of peace.

Page 13252

Congressional Budget—Agreement: A unanimous-consent agreement was reached providing for consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, on Thursday, May 18, 1995, at 12 Noon.

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Messages From the House: Page 13217

Statements on Introduced Bills: Page 13218

Additional Cosponsors: Page 13237

Notices of Hearings: Page 13243

Authority for Committees: Page 13243

Additional Statements: Page 13243

Record Votes: One record vote was taken today. (Total—171)

Page 13198

Recess: Senate convened at 9:45 a.m., and recessed at 6:10 p.m., until 9:15 a.m., on Thursday, May 18, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 13252.)

Committee Meetings

APPROPRIATIONS—LEGAL SERVICES CORPORATION

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Legal Services Corporation, receiving testimony from Alex Forger, President, Doug Eakeley, Board Chairman, and John Broderick, Board Member, all of the Legal Services Corporation; Melville Miller, New Jersey Legal Services, Trenton; Nathan Bowles, West Virginia Legal Services, Charleston; John Robb, New Mexico Ad Hoc Committee on Legal Services, Santa Fe; Chip Mellor, Institute for Justice, and David Keene, American Conservative Union, both of Washington, D.C.; and other public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—NATIONAL PARK SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the National Park Service, receiving testimony from George T. Frampton, Jr., Assistant Secretary for Fish and Wildlife and Parks, Mary Ann Lawler, Director, Office of Budget, and Roger G. Kennedy, Director, John J. Reynolds, Deputy Director, C. Bruce Sheaffer, Comptroller, and Denis P. Galvin, Associate Director, Planning and Development, all of the National Park Service, all of the Department of the Interior.

Subcommittee will meet again on Wednesday, May 24.

NAPA REPORT ON EPA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings to examine the National Academy of Public Administration (NAPA) report on the effectiveness of the Environmental Protection Agency, receiving testimony from Peter Guerrero, Director, Environmental Protection Issues, General Accounting Office; former Representative Don Ritter, on behalf of the National Environmental Policy Institute; Mayor Gregory Lashutka, Columbus, Ohio; Jonathan Howes, North Carolina Department of the Environment, Health and Natural Resources, Raleigh, on behalf of the NAPA Project Panel; David Sonstegard, 3M Corporation, St. Paul, Minnesota; Mary Gade, Illinois State Environmental Protection Agency, Springfield, on behalf of the Environmental Council of States; and William Roberts, Environmental Defense Fund, Washington, D.C.

Subcommittee will meet again on Friday, May 19.

START II TREATY

Committee on Armed Services: Committee held hearings to examine the national security implications of United States ratification of the Strategic Arms Reduction Treaty (START II) (Treaty Doc. 103–1), receiving testimony from Walter B. Slocombe, Under Secretary for Policy, Lt. Gen. Wesley K. Clark, USA, Director for Strategic Plans and Policy, Joint Chiefs of Staff, and Col. Max Harshman, Chief, START INS Division, On-Site Inspection Agency, all of the Department of Defense.

Committee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology resumed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense, and the future years defense program, focusing on dual-use technology programs, receiving testimony from Paul G. Kaminski, Under Secretary of Defense for Acquisition and Technology; David Cooper, Director, Acquisition Policy, Technology and Competitiveness Issues, General Accounting Office; and Robert J. Hermann, United Technologies Corporation, Hartford, Connecticut.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: On Tuesday, May 16, Subcommittee on Strategic Forces resumed open and closed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on the Department of Energy weapons activities, non-proliferation and national security programs, receiving testimony from Charles B. Curtis, Under Secretary, Victor H. Reis, Assistant Secretary for Defense Programs, Kenneth E. Baker, Director, Office of Nonproliferation and National Security, Siegfried S. Hecker, Director, Los Alamos National Laboratory, C. Bruce Tarter, Director, Lawrence Livermore National Laboratory, and Roger Hagengruber, Vice President for Defense Programs, Sandia National Laboratories, all of the Department of Energy; and Harold P. Smith, Jr., Assistant to the Secretary of Defense for Atomic Energy.

Subcommittee will meet again on Thursday, May 18.

MEDICARE

Committee on Finance: Committee concluded hearings on the fiscal solvency of Medicare and the status of the program's delivery of health care services, focusing on methods to preserve and improve the Medicare program, after receiving testimony from former Senator Rudman, on behalf of the Concord Coalition, Richard J. Davidson, American Hospital Association, and Eugene I. Lehrmann, American Association of Retired Persons, all of Washington, D.C.; and Nancy W. Dickey, Richmond, Texas, on behalf of the American Medical Association.

AUTHORIZATION—STATE DEPARTMENT

Committee on Foreign Relations: Committee ordered favorably reported an original bill to authorize funds for fiscal years 1996 through 1999 and to reorganize certain functions of the Department of State.

EXECUTIVE BRANCH REORGANIZATION

Committee on Governmental Affairs: Committee held hearings to examine proposals to reorganize the Executive Branch of the Federal Government, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, General Accounting Office; Alice M. Rivlin, Director, and John Koskinen, Deputy Director for Management, both of the Office of Management and Budget; R. Scott Fosler and Alan L. Dean, both of the National Academy of Public Administration, Washington, D.C.; Andrew Foster, The Audit Commission, United Kingdom; Paul C. Light, University of Minnesota, Minneapolis; and Robert S. Gilmour, University of Connecticut, Storrs.

Hearings continue tomorrow.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, May 24.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1654–1666; and three resolutions, H.J. Res. 88, H. Con. Res. 68, and H. Res. 152 were introduced.

Page 13360

Report Filed: One report was filed as follows: H. Res. 151, waiving points of order against the conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995 (H. Rept. 104–126).

Page 13360

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Upton to act as Speaker pro tempore for today.

Page 13253

Journal: By a yea-and-nay vote of 372 yeas to 41 nays with 1 voting "present", Roll No. 338, the House approved the Journal of Tuesday May 16.

Page 13274

Line Item Veto: House passed S. 4, to grant the power to the President to reduce budget authority.

Page 13258

Agreed to the Clinger motion to strike out all after the enacting clause of S. 4 and insert the language of H.R. 2 as passed the House. Agreed to amend the title of the Senate bill.

Page 13258

H. Res. 147 was laid on the table.

Page 13265

Regulatory Transition Act: House passed S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions.

Page 13265

Agreed to the Clinger motion to strike out all after the enacting clause of S. 219 and insert the language of H.R. 450 as passed the House.

Page 13266

H. Res. 148 was laid on the table.

Page 13274

Late Report: Committee on International Relations received permission to have until midnight on Thursday, May 18, to file a report on H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; and to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997.

Page 13286

Budget: House completed all general debate on H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002; but came to no resolution thereon. Consideration of amendments will begin on Thursday, May 18.

Pages 13275, 13287

H. Res. 149, the rule under which the concurrent resolution is being considered, was agreed to earlier by a recorded vote of 255 ayes to 168 noes, Roll No. 340. Agreed to order the previous question on the rule by a yea-and-nay vote of 252 yeas to 170 nays, Roll No. 339.

Page 13275

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 13361.

Quorum Calls—Votes. Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 13274, 13285, 13286. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:02 p.m.

Committee Meetings

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Bomber Modernization. Testimony was heard from the following officials of the Department of Defense: Paul G. Kaminski, Under Secretary, Acquisition and Technology; Gen. John M. Loh, USAF, Commander, Air Combat Command; and officials of the RAND Corporation.

FEDERAL HOME LOAN BANK SYSTEM MODERNIZATION ACT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held a hearing on H.R. 1487, Federal Home Loan Bank System Modernization Act of 1995. Testimony was heard from Richard S. Carnell, Assistant Secretary, Financial Institutions, Department of the Treasury; Nicholas P. Retsinas, Assistant Secretary, Housing, Department of Housing and Urban Development and Director, Federal Housing Finance Board; Lawrence U. Costiglio, Director, Federal Housing Finance Board; and the following Presidents of various Federal Home Loan Banks: Michael A. Jesse, Boston; Alex J. Pollack, Chicago; Charles L. Thiemann, Cincinnati; Alfred A. DelliBovi, New York; and Dean Schultz, San Francisco.

Hearings continue tomorrow.

COMMUNICATIONS ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended H.R. 1555, Communications Act of 1995.

CONSOLIDATED AND REFORMED EDUCATION, EMPLOYMENT, AND REHABILITATION SYSTEMS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Postsecondary Education, Training and Life-Long Learning approved for full Committee action amended H.R. 1617, Consolidated and Reformed Education, Employment and Rehabilitation Systems Act.

BUYOUTS: BOON OR BOONDOGGLE

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Buyouts: Boon or Boondoggle. Testimony was heard from James B. King, Director, OPM; Tim Bowling, Associate Director, Federal Human Resource Management Issues, General Government Division, GAO; Jim Blum, Deputy Director, CBO; and public witnesses.

FEDERAL REPUBLIC OF NIGERIA—MOVE TOWARD DEMOCRACY

Committee on International Relations: Subcommittee on Africa approved for full Committee action H. Con. Res. 40, concerning the movement toward democracy in the Federal Republic of Nigeria.

CHINESE POPULATION CONTROL

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Chinese Population Control. Testimony was heard from public witnesses.

OFFICE OF GOVERNMENT ETHICS—AUTHORIZATION AND OVERSIGHT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on authorization and oversight of the Office of Government Ethics. Testimony was heard from Stephen D. Potts, Director, Office of Government Ethics.

LAW ENFORCEMENT TECHNOLOGIES

Committee on the Judiciary: Subcommittee on Crime held a hearing on law enforcement technologies. Testimony was heard from David Boyd, Director, Office of Science and Technology, National Institute of Justice, Department of Justice; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on legal immigration reform proposals. Testimony was heard from Susan Martin, Executive Director, Commission on Immigration Reform; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Installations and Facilities approved for full Committee action H.R. 1530, National Defense Authorization for fiscal year 1996.

MISCELLANEOUS MEASURES

Committee on National Security: Special Oversight Panel on the Merchant Marine approve for full Committee action the following bills: H.R. 1347, Maritime Administration Authorization Act for fiscal year 1996; H.R. 1349, amended, Panama Canal Commission Authorization for fiscal year 1996; and H.R. 1350, Maritime Security Act of 1995.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Special Oversight Panel on Morale, Welfare, and Recreation approved for full Committee action H.R. 1530, National Defense Authorization for Fiscal Year 1996.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported amended the following bills: H.R. 1077, to authorize the Bureau of Land Management; H.R. 260, National Park System Reform Act of 1995; H.R. 70, to permit export of certain domestically produced crude oil; and H.R. 1122, Alaska Power Administration Sale Act.

The Committee began markup of H.R. 1332, Rongelap Recovery and Community Self-Reliance Act.

The Committee also considered pending Committee business.

The Committee recessed subject to call.

OVERSIGHT

Committee on Resources: Task Force on Private Property held an oversight hearing on Private Property Rights. Testimony was heard from Joseph Sax, Counselor to the Secretary and Deputy Assistant Secretary for Policy, Department of the Interior; and public witnesses.

CONFERENCE REPORT—EMERGENCY SUPPLEMENTAL APPROPRIATIONS AND RESCISSIONS

Committee on Rules: Granted, by a voice vote, a rule waiving all points of order against the conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and against its consideration. The rule also dispenses with the reading of the conference report.

The waiver of all points of order is taken out of precaution to expedite this urgent matter. The blanket waiver includes a waiver of clause 2 of XXVIII, the three day availability requirement for conference reports. The blanket waiver also encompasses a waiver of clause 2 of rule XX, relating to legislation and unauthorized items on a general appropriations bill. The blanket waiver further includes a waiver of clause 3 of rule XXVIII, to protect provisions which exceed the scope of differences between the House and the Senate. The blanket waiver includes a waiver of clause 4 of rule XXVIII, relating to nongermane Senate matters. Finally, the blanket waiver includes a waiver of clause 2(b) of rule XXII, which bans commemoratives. Testimony was heard from Chairman Livingston and Representatives Lewis of California, Porter, and Barr.

APPROPRIATE ROLE OF GOVERNMENT PROGRAMS—HELPING SMALL BUSINESSES FIND EXPORT OPPORTUNITIES

Committee on Small Business: Subcommittee on Procurement, Exports, and Business Opportunities continued hearings on the appropriate role and the effectiveness of various federal government programs in helping small businesses find export opportunities around the world, focusing on agriculture. Testimony was heard from August Schumacher, Jr., Administrator, Foreign Agricultural Services, USDA; and public witnesses.

Hearings continue May 23.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

EXTENSION OF FAST TRACK TRADE NEGOTIATING AUTHORITY

Committee on Ways and Means: Subcommittee on Trade and the Subcommittee on Rules and Organization of the House Committee on Rules concluded joint hearings on Extension of Fast Track trade negotiating authority. Testimony was heard from Michael Kantor, U.S. Trade Representative; former Representative William Frenzel, State of Minnesota; and public witnesses.

Joint Meetings

FLAT TAX

Joint Economic Committee: Committee held hearings to examine the effects of a proposed flat rate tax on the current tax system and on economic growth, receiving testimony from Senator Specter; Representative Armey; Jack F. Kemp, Empower America, former Secretary of Housing and Urban Development, Richard W. Rahn, Business Leadership Council, and Robert S. McIntyre, Citizens for Tax Justice, all of Washington, D.C.; Alvin Rabushka, Stanford University, Stanford, California; and Laurence J. Kotlikoff, Boston University, Boston, Massachusetts.

Hearings were recessed subject to call.

Thursday, May 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 13419–13690

Measures Introduced: Fourteen bills and one resolution were introduced, as follows: S. 817–830, and S.J. Res. 34.

Page 13637

Measures Reported: Reports were made as follows:

S. 419, to grant the consent of Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

S. 677, to repeal a redundant venue provision.

Page 13637

Measures Passed:

Office of Rare Disease Research: Senate passed S. 184, to establish an Office for Rare Disease Research in the National Institutes of Health.

Page 13672

Congressional Budget: Senate began consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows:

Page 13576

Pending:

Hutchison (for Domenici) Amendment No. 1111, in the nature of a substitute.

Page 13632

A unanimous-consent agreement was reached providing for further consideration of the pending amendment, on Friday, May 19, 1995, with a vote to occur thereon at 10:45 a.m., to be followed by consideration of a Lautenberg/Rockefeller Amendment relative to restoring the Medicare funds, with a vote to occur thereon on Monday, May 22, 1995 at 3:15 p.m.

Page 13611

Senate will continue consideration of the resolution on Friday, May 19, 1995.

Appointments:

Board of Visitors/Naval Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 6968(a), appointed the following Senators to the Board of Visitors of the U.S. Naval Academy: Hatfield, from the Committee on Appropriations, McCain, from the Committee on Armed Services, Mikulski, for the Committee on Appropriations, and Sarbanes, At-Large.

Page 13673

Board of Visitors/Military Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 4355(a), appointed the following Senators to the Board of Visitors of the U.S. Military Academy: Cochran, from the Committee on Appropriations, Hutchison, from the Committee on Armed Services, and Reid, from the Committee on Appropriations.

Page 13673

Board of Visitors/Air Force Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 9355(a), appointed the following Senators to the Board of Visitors of the U.S. Air Force Academy: Burns, from the Committee on Appropriations, Kempthorne, from the Committee on Armed Services, Hollings from the Committee on Appropriations, and Exon, At-Large.

Page 13673

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the national emergency with respect to Iran; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–49).

Page 13632

Transmitting the report under the International Emergency Economic Powers Act; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–50).

Page 13633

Messages From the President: **Page 13632**

Messages From the House: **Page 13634**

Measures Referred: **Page 13634**

Communications: **Page 13634**

Petitions: **Page 13634**

Executive Reports of Committees: **Page 13637**

Statements on Introduced Bills: **Page 13638**

Additional Cosponsors: **Page 13656**

Amendments Submitted: **Page 13656**

Notices of Hearings: **Page 13667**

Authority for Committees: **Page 13667**

Additional Statements: **Page 13668**

Recess: Senate convened at 9:15 a.m., and recessed at 10 p.m., until 8:45 a.m., on Friday, May 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 13673.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs of the Department of State, receiving testimony from Warren Christopher, Secretary of State.

Subcommittee recessed subject to call.

APPROPRIATIONS—NIH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1996 for the National Institutes of

Health [NIH], after receiving testimony from Harold Varmus, Director, National Institutes of Health, Department of Health and Human Services.

APPROPRIATIONS—TREASURY/FEC

Committee on Appropriations: Subcommittee on the Treasury, Postal Service, and General Government concluded hearings on proposed budget estimates for fiscal year 1996, after receiving testimony in behalf of funds for their respective activities from Robert E. Rubin, Secretary of the Treasury; and Danny L. McDonald, Chairman, and Lee Ann Elliot and John W. McGarry, both Commissioners, all of the Federal Election Commission.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on SeaPower resumed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on the Marine Corps modernization programs and current operations, receiving testimony from Gen. Carl E. Mundy, Jr., USMC, Commandant, United States Marine Corps.

Subcommittee recessed subject to call.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces resumed hearings on S. 727, authorizing funds for fiscal year 1996 for military activities of the Department of Defense and the future years defense program, focusing on bomber force issues, receiving testimony from Paul G. Kaminski, Under Secretary of Defense for Acquisition and Technology; and Gen. John M. Loh, USAF, Commander, Air Combat Command.

Subcommittee recessed subject to call.

TONGASS NATIONAL FOREST

Committee on Energy and Natural Resources: Committee concluded oversight hearings to review management issues with regard to the Tongass National Forest in Alaska and the implementation of the Tongass Timber Reform Act (P.L. 101–626), after receiving testimony from Senator Stevens; James R. Lyons, Under Secretary of Agriculture for Natural Resources and the Environment; Alaska State Representative W.K. Williams, Mayor Alaire Stanton, Ralph D. Lewis, Ketchikan Pulp Company, Cliff Skillings, on behalf of the Alaska Lumbermen's Association, and Ernesta Ballard, on behalf of the Alaska Forest Association, all of Ketchikan, Alaska; John C. Wisenbaugh, Tenakee Springs City Council, Tenakee Springs, Alaska; Gary L. Paxton, City and Borough of Sitka, Florian Sever, and Franklin C. Roppel, Alaska Pulp Corporation, all of Sitka, Alaska; James S. Calvin, McDowell Group, Inc., and Bart Koehler, Southeast Alaska Conservation Council, both of Juneau, Alaska; Julie Fox Gorte, Wilderness Society, Washington, D.C.; Victor M. Sher, Sierra Club Legal Defense Fund, San Francisco, California; George Leonard, Vienna, Virginia; James Mackovjak, Gustavus, Alaska; and Bill Byford, Wrangell, Alaska.

HYDROELECTRIC PROJECT EXTENSIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Regulation concluded hearings on S. 283, S. 468, S. 543, S. 547, S. 549 (pending on Senate Calendar), S. 552, S. 595, S. 611, and S. 801, bills to extend the deadlines applicable to certain hydroelectric projects under the Federal Power Act, after receiving testimony from Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, Department of Energy.

Testimony was also received on S. 552 (listed above) from Arthur K. Neill, Montana Power Company, Butte; and Theodore Antionoli, Missoula, Montana.

TAX REFORM: FLAT TAX

Committee on Finance: Committee resumed hearings on proposals to replace current income tax procedures with a flat rate tax, including S. 488, to impose a flat tax only on the earned income of individuals and the business taxable income of corporations, receiving testimony from Senator Specter; Representative Armey; Michael J. Graetz, Yale University, New Haven, Connecticut; Laurence J. Kotlikoff, Boston University, Boston, Massachusetts; Sheldon D. Pollack, University of Delaware, Newark; and Alvin Rabushka, Stanford University, Stanford, California.

Hearings were recessed subject to call.

EXECUTIVE BRANCH REORGANIZATION

Committee on Governmental Affairs: Committee continued hearings to examine proposals to reorganize the Executive Branch of the Federal Government, receiving testimony from Senators Faircloth and Abraham; Representatives Walker, Gunderson, Klug, and Brownback; Donald F. Kettl, University of Wisconsin, Madison; and Murray Comarow, on behalf of former President Nixon's Advisory Council on Executive Organization (Ash Council), Jeffrey A. Eisenach, Progress and Freedom Foundation, and Scott A. Hodge, Heritage Foundation, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 419, to grant the consent of Congress to the Texas Low-Level Radioactive Waste Disposal Compact;

S. 677, to repeal a redundant venue provision of the Federal judicial code; and

The nominations of Mary Beck Briscoe, of Kansas, to be United States Circuit Judge for the Tenth Circuit, Susan Y. Illston, to be United States District Judge for the Northern District of California, John Garvan Murtha, to be United States District Judge for the District of Vermont, George A. O'Toole, Jr., to be United States District Judge for the District of Massachusetts, Patrick M. Ryan, to be United States Attorney for the Western District of Oklahoma, George K. McKinney, to be United States Marshal for the District of Maryland, and Rose Ochi, of California, to be an Associate Director for National Drug Control Policy.

SMITHSONIAN INSTITUTION

Committee on Rules and Administration: Committee concluded hearings to examine management guidelines for the future of the Smithsonian Institution, after receiving testimony from Representative Sam Johnson, on behalf of the Board of Regents, Smithsonian Institution; Ira Michael Heyman, Secretary, and Tom Crouch, Chairman, Aeronautics Department of the National Air and Space Museum, both of the Smithsonian Institution; Edward T. Linenthal, University of Wisconsin, Oshkosh; and Maxine F. Singer, Carnegie Institute of Washington, Washington, D.C., on behalf of the Commission on the Future of the Smithsonian Institution.

SBA BUSINESS LOAN PROGRAM

Committee on Small Business: Committee held hearings to examine Small Business Administration's implementation of their 7(a) Guaranty Business Loan Program, receiving testimony from Philip Lader, Administrator, Small Business Administration; John J. Canning, Morristown, New Jersey, on behalf of AT&T Capital Corporation and AT&T Small Business Lending Corporation; Gary V. Hoyer, Princeton Capital Finance Company, Princeton, New Jersey; Michael Gallagher, Wells Fargo Bank, San Jose, California; Anthony R. Wilkinson, National Association of Government Guaranteed Lenders, Inc., Stillwater, Oklahoma; Joe W. Scallorns, Farmers and Traders Bank, California, Missouri; and Lyle Frederickson, Bank One, Phoenix, Arizona.

Hearings were recessed subject to call.

BUREAU OF INDIAN AFFAIRS REORGANIZATION

Committee on Indian Affairs: Committee held oversight hearings to review certain recommendations on the reorganization of the Bureau of Indian Affairs, receiving testimony from Stanley Speaks, Area Director (Portland, Oregon), Bureau of Indian Affairs, Department of the Interior; Kenneth Smith, Confederated Tribes of Warm Springs Reservation, Warm Springs, Oregon, former Assistant Secretary of the Interior for Indian Affairs; Eddie F. Brown, Tohono O'odham Nation, Sells, Arizona, former Assistant Secretary of the Interior for Indian Affairs, and Wendell Chino, Mescalero Apache Tribe, Mescalero, New Mexico, both on behalf of the Joint Tribal/Bureau of Indian Affairs/Department of the Interior Task Force; Phillip Martin, Mississippi Band of Choctaw Indians, Philadelphia, Mississippi; A. Brian Wallace, Washoe Tribe of Nevada, Gardnerville; and Edward Thomas, Central Council Tlingit and Haida Indian Tribes of Alaska, Juneau.

Hearings were recessed subject to call.

Joint Meetings

ECONOMICALLY TARGETED INVESTMENTS

Joint Economic Committee: Committee concluded hearings to examine issues relating to the funding of certain social and political projects known as economically targeted investments, after receiving testimony from Olena Berg, Assistant Secretary of Labor for Pension and Welfare Benefits; former Representative Beau Boulter, on behalf of the United Seniors Association; John Langbein, Yale University Law School, New Haven, Connecticut; Charles Rounds, Suffolk University Law School, Boston, Massachusetts; Ian Lanoff, Bredhoff & Kaiser, and Daniel J. Schulder, National Council of Senior Citizens, both of Washington, D.C.; Wayne Marr, Clemson University, Clemson, South Carolina; Edward Zelinsky, Yeshiva University Benjamin Cardozo School of Law, Manhattan, New York; James Z. Pugash, Hearthstone Advisors, San Francisco, California; and Kimberly Schuld, Seniors Coalition, Fairfax, Virginia.

House of Representatives

Chamber Action

Bills Introduced: Sixteen public bills, H.R. 1667–1682; and five resolutions, H.J. Res. 89, H. Con. Res. 69–70, and H. Res. 153–154 were introduced.

Page 13558

Report Filed: One report was filed as follows: H.R. 1062, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers, amended (H. Rept. 104–127, Part 1).

Page 13558

Journal: By a yea-and-nay vote of 360 yeas to 37 nays, with 1 voting "present", Roll No. 341, the House approved the Journal of Wednesday, May 17.

Page 13425

Canada-United States Interparliamentary Group: The Speaker appointed the following Members as members of the United States delegation to attend the meeting of the Canada-United States Interparliamentary Group on the part of the House: Representatives Manzullo, Chairman, Latham, Crapo, Dunn, Zimmer, Johnson of Connecticut, Goodling, Johnston of Florida, de la Garza, Gibbons, Slaughter, and McNulty.

Page 13419

Recess: House recessed at 9:05 a.m. and reconvened at 10 a.m.

Pages 13419, 13423

Budget: By a yea-and-nay vote of 238 yeas to 193 nays, Roll No. 345, the House agreed to H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

Page 13426

Rejected:

The Gephardt amendment in the nature of a substitute that sought to achieve a balanced budget by fiscal year 2002 by cutting entitlement spending by 207.6 billion less than the committee resolution, including $114 billion less in Medicare cuts, $50 billion less in Medicaid cuts, and $12.9 billion less in farm program cuts and calls for $60 billion less in domestic discretionary cuts than the budget resolution, providing $35 billion more for education and training, $11 billion more for health, and $6 billion more for community and regional development programs (rejected by a recorded vote of 100 ayes to 325 noes, with 1 voting "present", Roll No. 342);

Page 13434

The Neumann amendment in the nature of a substitute that sought to achieve a balanced budget by fiscal year 2000 by dedicating Federal surpluses to pay for the Federal debt, freezing non-Social Security outlays at or below current levels for 5 years, cutting Federal spending by a total of $612 billion more in outlays than the resolution over the next seven years, assuming the elimination of the Departments of Housing and Urban Development, Education, Commerce, and Energy, cuts Medicare by $22.6 billion more than the resolution and calls for taking Social Security off budget with any surplus in the Social Security trust funds being used only for Social Security programs (rejected by a recorded vote of 89 ayes to 342 noes, Roll No. 343); and

Page 13454

The Payne of New Jersey amendment in the nature of a substitute that sought to achieve a balanced budget by fiscal year 2002 through spending cuts of $518 billion along with $583 billion in net revenues, spending less on defense and keeping Medicare and Medicaid funding at levels that the Congressional Budget Office estimates is necessary to continue current services, and placing priorities on programs such as education and job training, and increasing taxes on multinational corporations, slowing down depreciation writeoffs for business equipment and taxing capital gains income at the same rate as ordinary income (rejected by a recorded vote of 56 ayes to 367 noes, with 1 voting "present", Roll No. 344).

Page 13470

Late Report: Committee on International Relations received permission to have until midnight on Friday, 19, to file a report on H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; and to responsibly reduce the authorizations of appropriations for fiscal years 1996 and 1997.

Page 13500

Supplemental Appropriations for Additional Disaster Assistance: By a yea-and-nay vote of 235 yeas to 189 nays, Roll No. 346, the House agreed to the conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995—clearing the measure for Senate action.

Page 13500

H. Res. 151, the rule which waived certain points of order against the conference report, was agreed to earlier by voice vote.

Page 13500

Presidential Message: Read the following messages from the President:

Nuclear proliferation: Message wherein he transmits a report declaring a national emergency with respect to the proliferation of chemical and biological weapons—referred to the Committee on International Relations and ordered printed (H. Doc. 104–76); and

Iran emergency: Message wherein he transmits a report on developments concerning the national emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 104–77).

Page 13546

Legislative Program: The Majority Leader announced the legislative program for the week of May 22. Agreed to adjourn from Thursday to Monday.

Page 13547

Meeting Hour: Agreed to meet at 10:30 a.m. on Tuesday, May 23.

Page 13548

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 24.

Page 13558

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 13557

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 13559.

Senate Message: Messages received from the Senate today appear on page 13419.

Quorum Calls—Votes: Three yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 13425, 13453, 13470, 13487, 13499, 13545. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 8:14 p.m.

Committee Meetings

EXPORT MARKET FOR AMERICAN DAIRY PRODUCTS

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on the export market for American dairy products, proposals to make Federal dairy policy more export-oriented, and the relationship of export policy to the future of the dairy price support program following the implementation of the Uruguay Round. Testimony was heard from Keith Collins, Chief Economist, USDA; and public witnesses.

FARM BILL—CREDIT AND RURAL DEVELOPMENT

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry held a hearing on the 1995 Farm Bill—Credit and Rural Development. Testimony was heard from John Harman, Director, Food and Agriculture Issues, GAO; Mike Dunn, Acting Under Secretary, Rural Economic and Commercial Development, USDA; Doyle Cook, member, Board of Directors, Farm Credit Administration and Chairman, Board of Directors, Farm Credit System Insurance Corporation; E. Benjamin Nelson, Governor, State of Nebraska; Alan Tracy, Secretary, Department of Agriculture, Trade, and Consumer Protection, State of Wisconsin; and public witnesses.

FEDERAL HOME LOAN BANK SYSTEM MODERNIZATION ACT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises concluded hearings on H.R. 1487, Federal Home Loan Bank System Modernization Act of 1995. Testimony was heard from public witnesses.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Subcommittee on financial Institutions and Consumer Credit held a hearing on the broad issue of regulatory burden relief as well as those matters addressed in H.R. 1362, Financial Institutions Regulatory Relief Act of 1995. Testimony was heard from Representative Bereuter; from the following officials of the Department of the Treasury: Richard S. Carnell, Assistant Secretary, Financial Institutions; Eugene A. Ludwig, Comptroller of the Currency; and Jonathan L. Fiechter, Acting Director, OTS; Susan Phillips, member, Board of Governors, Federal Reserve System; Ricki Helfer, Chairman, FDIC; Nicholas P. Retsinas, Assistant Secretary, Housing, Department of Housing and Urban Development; and Catherine Ghiglieri, Banking Commissioner, State of Texas.

Hearings continue May 23.

INTERSTATE TRANSPORTATION OF WASTE AND FLOW CONTROL

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials approved for full committee the introduction of a bill on Interstate Transportation of Waste and Flow Control.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the Implementation and Enforcement of the Clean Air Act Amendments of 1990, with emphasis on Title V, Permits. Testimony was heard from Mary D. Nichols, Assistant Administrator, Air and Radiation, EPA; Karen N. T. Olson, Director, Operating Permits Program, Natural Resources Conservation Commission, State of Texas; John Ruscigno, Program Operations Manager, Department of Environmental Quality, State of Oregon; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the Corporation for National and Community Service. Testimony was heard from the following officials of the Corporation for National and Community Service; Eli Segal, CEO; and Jim Joseph, Chairperson, Board of Directors; James Lee Witt, Director, FEMA; John Timoney, First Deputy Commissioner, Police Department, New York City; and public witnesses.

REGULATORY SUNSET AND REVIEW ACT

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs approved for full Committee action amended H.R. 994, Regulatory Sunset and Review Act of 1995.

ADMINISTRATION'S REVERSAL OF UNITED STATES IMMIGRATION POLICY TOWARDS CUBA

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on the Administration's Reversal of United States Immigration Policy Towards Cuba. Testimony was heard from Peter Tarnott, Under Secretary, Political Affairs, Department of State; Adm. Norman T. Saunders, USCG, Chief, Office of Law Enforcement and Defense Operations, U.S. Coast Guard, Department of Transportation; Doris Meissner, Commissioner, Immigration and Naturalization Service, Department of Justice; and public witnesses.

ANTITRUST CONSENT DECREE REFORM ACT

Committee on the Judiciary: Ordered reported amended H.R. 1528, Antitrust Consent Decree Reform Act of 1995.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Personnel approved for full Committee action H.R. 1530, National Defense Authorization for fiscal year 1996.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Readiness approved for full Committee action H.R. 1530, National Defense Authorization for fiscal year 1996.

MISCELLANEOUS MEASURES

Commitee on Resources: Subcommittee on National Parks, Forest and Lands held a hearing on the following bills: H.R. 629, The Fall River Visitor Center Act of 1995; H.R. 238, Ozark Wild Horses Protection Act; H.R. 826, to extend the deadline for the completion of certain land exchanges involving the Big Thicket National Preserve in Texas; and H.R. 1508, to require the transfer of title to the District of Columbia certain real property in Anacostia Park to facilitate the construction of National Children's Island, a cultural, educational and family-oriented park. Testimony was heard from Representatives Wilson, Emerson and Norton; Denis P. Galvin, Associate Director, Planning and Development, National Park Service, Department of the Interior; Mark A. Reimers, Deputy Chief, Forest Service, USDA; Michael Rogers, City Administrator, District of Columbia; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Water and Power Resources held an oversight hearing on the potential transfer of the Power Marketing Administration out of federal ownership. Testimony was heard from Representatives Foley, Klug and Payne of Virginia; Elizabeth A. Moler, Federal Energy Regulatory Commission, Department of Energy; and public witnesses.

OVERSIGHT

Committee on Resources: Endangered Species Act Task Force continued oversight hearings on the Endangered Species Act. Testimony was heard from public witnesses.

Hearings continue May 25.

FLAT TAX

Committee on Small Business: Subcommittee on Tax and Finance held a hearing on the flat tax. Testimony was heard from Senator Spector; Representative Armey; Jere W. Glover, Chief Counsel for Advocacy, SBA; and public witnesses.

BRIEFING—AVIATION SECURITY AND FAA'S ANTI-TERRORISM PROGRAM

Committee on Transportation and Infrastructure: Subcommittee on Aviation met in executive session to receive a briefing on Aviation Security and FAA's Anti-Terrorism Program in the wake of the Oklahoma City bombing. The Subcommittee was briefed by the following officials of the Department of Transportation: Cathal Flynn, Assistant Administrator, Civil Aviation Security, FAA; and Paul E. Busick, Director, Office of Intelligence and Security; and Robert M. Blitzer, Chief, Radical Fundamentalist Unit, Counter-terrorism and Middle East Section, National Security Division, FBI, Department of Justice.

EXTENSION OF GSP PROGRAM; EXTENDING MOST-FAVORED-NATION TREATMENT TO CAMBODIA AND BULGARIA

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action the following bills: H.R. 1654, to renew the Generalized System of Preferences; H.R. 1642, to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia; and H.R. 1643, to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Bulgaria.

BUDGET AUTHORIZATION

Permanent Select Committee on Intelligence: Met in executive session and ordered reported H.R. 1655, Intelligence Authorization Act for fiscal year 1996.

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Friday, May 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 13691–13771

Measures Introduced: Seven bills were introduced, as follows: S. 831–837.

Page 13758

Measures Reported: Reports were made as follows:

H.R. 101, to transfer a parcel of land to the Taos Pueblo Indians of New Mexico. (S. Rept. No. 104–85)

Page 13757

Measures Passed:

House Committee Jurisdiction: Senate passed H.R. 1421, to provide that references in the statutes of the United States to any committee or officer of the House of Representatives the name or jurisdiction of which was changed as part of the reorganization of the House of Representatives at the beginning of the One Hundred Fourth Congress shall be treated as referring to the currently applicable committee or officer of the House of Representatives, clearing the measure for the President.

Page 13768

Congressional Budget: Senate continued consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years

1996, 1997, 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows:

Page 13691

Rejected:

By a unanimous vote of 99 nays (Vote No. 172), Hutchison (for Domenici) Amendment No. 1111, in the nature of a substitute.

Page 13691

Pending:

Rockefeller Amendment No. 1112, to reduce the tax cut and apply the savings to medicare and medicaid.

Page 13708

By prior consent agreement, a vote on the pending amendment will occur on Monday, May 22, 1995 at 3:15 p.m.

A unanimous-consent time agreement was reached providing for further consideration of the resolution to occur on Monday, May 22, 1995.

Page 13752

Nominations Received: Senate received the following nominations:

Andrew Fois, of New York, to be an Assistant Attorney General.

Maria Luisa Mabilangan Haley, of Arkansas, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 1999.

John D. Hawke, Jr., of New York, to be Under Secretary of the Treasury.

George J. Tenet, of Maryland, to be Deputy Director of Central Intelligence.

Dwight P. Robinson, of Michigan, to be Deputy Secretary of Housing and Urban Development.

1 Air Force nomination in the rank of general.

29 Army nominations in the rank of general.

Routine lists in the Army and Navy.

Pages 13754, 13768

Communications:	**Page 13754**
Petitions:	**Page 13755**
Executive Reports of Committees:	**Page 13757**
Statements on Introduced Bills:	**Page 13758**
Additional Cosponsors:	**Page 13764**
Amendments Submitted:	**Page 13765**
Notices of Hearings:	**Page 13765**
Authority for Committees:	**Page 13765**
Additional Statements:	**Page 13765**

Record Votes: One record vote was taken today. (Total–172)

Page 13706

Recess: Senate convened at 8:45 a.m., and recessed at 6:44 p.m., until 8:30 a.m., on Monday, May 22, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 13768.)

Committee Meetings

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Housing and Urban Development, receiving testimony from Henry G. Cisneros, Secretary of Housing and Urban Development.

Subcommittee will meet again on Wednesday, June 7.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 2,860 military nominations in the Army, Navy, Marine Corps, and Air Force.

BOSNIA

Committee on Foreign Relations: Committee met in closed session to receive a briefing on an operational plan for the extraction of United Nations peacekeepers from Bosnia and the role of the United States and NATO in Bosnia from Lt. Gen. Wesley K. Clark, Director for Strategic Plans and Policy (J–5), and Col. Walter E. Buchanan, Branch Chief, Joint Operations Division, both of the Joint Chiefs of Staff; Joseph J. Kruzel, Deputy Assistant Secretary of Defense for European and NATO Policy; and John C. Kornblum, Principal Deputy Assistant Secretary of State for European and Canadian Affairs.

Committee recessed subject to call.

ADULT EDUCATION AND FAMILY LITERACY REFORM ACT

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities concluded hearings on S. 797, authorizing funds for fiscal years 1996 through 2005 to improve and reform literacy services for adults and families, after receiving testimony from Augusta S. Kappner, Assistant Secretary of Education for Vocational and Adult Education; Andrew Hartman, Director, National Institute for Literacy; Grant East, Dallas Can! Academy, Dallas, Texas; Greg Hart, Pima County Adult Education, Tucson, Arizona; Fran Tracy-Mumford, Delaware Department of Public Instruction, Dover; and John W. Stuck, Executive West Hotels, Louisville, Kentucky.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon on Monday, May 22.

Committee Meetings

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power continued oversight hearings on the Status of the International Global Climate Change Negotiations, focusing on the agreement reached in Berlin and its impact on the U.S. economy. Testimony was heard from Tim Wirth, Under Secretary, Global Affairs, Department of State.

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Monday, May 22, 1995

Senate

Chamber Action

Routine Proceedings, pages 13772–13900

Measures Introduced: Three bills and three resolutions were introduced, as follows: S. 838–840, and S. Res. 122–124.

Page 13878

Measures Reported: Reports were made as follows:

S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, with an amendment in the nature of a substitute. (S. Rept. No. 104–86)

Page 13878

Measures Passed:

Designation of Senate Curator Emeritus: Senate agreed to S. Res. 122, designating James R. Ketchum as Curator Emeritus of the United States Senate.

Pages 13834, 13887

Retirement of Senate Executive Clerk: Senate agreed to S. Res. 123, relating to the retirement of Gerald A. Hackett.

Pages 13834, 13887

Retirement of Senate Assistant: Senate agreed to S. Res. 124, relating to the retirement of Frederick R. Broomfield, Sr.

Pages 13835, 13887

Congressional Budget: Senate continued consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows:

Page 13782

Adopted:

By a unanimous vote of 99 yeas (Vote No. 174), Cohen Modified Amendment No. 1116, to express the sense of the Senate regarding losses of trust funds due to fraud and abuse in the medicare program.

Pages 13835, 13858

Rejected:

By 46 yeas to 52 nays (Vote No. 173), Rockefeller Amendment No. 1112, to reduce the tax cut and apply the savings to medicare and medicaid.

Page 13782

Pending:

Roth Amendment No. 1121, to express the sense of the Senate that the number of Federal full-time equivalent positions should be further reduced.

Page 13859

A unanimous-consent agreement was reached providing for a vote to occur on the pending amendment on Tuesday, May 23, 1995.

Page 13875

During consideration of this measure today, the Senate took the following action:

By 47 yeas to 51 nays (Vote No. 175), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Harkin/Hollings Amendment No. 1117, to restore funding to education by using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order.

Page 13840

Senate will continue consideration of the resolution on Tuesday, May 23, 1995.

Supplemental Rescissions Conference Report—Agreement: A unanimous-consent time agreement was reached providing for the consideration of the conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995.

Page 13858

Messages From the House: **Page 13878**

Communications: **Page 13878**

Statements on Introduced Bills: **Page 13878**

Additional Cosponsors: **Page 13887**

Amendments Submitted: **Page 13887**

Notices of Hearings: **Page 13890**

Authority for Committees: **Page 13890**

Additional Statements: **Page 13890**

Record Votes: Three record votes were taken today. (Total—175)

Page 13834, 13858

Recess: Senate convened at 8:30 a.m., and recessed at 10:08 p.m., until 8:30 a.m., on Tuesday, May 23, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 13894.)

Committee Meetings

APPROPRIATIONS—AOC/GPO

Committee on Appropriations: Subcommittee on Legislative Branch held hearings on proposed budget estimates for fiscal year 1996, receiving testimony in behalf of their respective activities from George M. White, Architect of the Capitol; and Michael F. DiMario, Public Printer, Government Printing Office.

Subcommittee will meet again on Friday, May 26.

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY ACT

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs held hearings on S. 381, to strengthen international sanctions against the Castro government in Cuba, and to develop a plan to support a transition government leading to a democratically elected government in Cuba, receiving testimony from Senator Simon; Representatives Torricelli and Menendez; Peter Tarnoff, Under Secretary of State for Political Affairs; and R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury.

Hearings resume on Wednesday, June 7.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Inez Smith Reid, to be an Associate Judge of the District of Columbia Court of Appeals, and Ronna Lee Beck, Linda Kay Davis, and Eric Tyson Washington, each to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

FEDERAL PENSION REFORM

Committee on Governmental Affairs: Subcommittee on Post Office and Civil Service held hearings on proposals to reform the Federal pension system, focusing on how Federal pension plans compare to private sector plans, receiving testimony from Johnny C. Finch, Assistant Comptroller General, and Bob Shelton, Assistant Division Director, Federal Human Resource Management Issues, both of the General Government Division, General Accounting Office; and Carolyn Merck, Specialist in Social Legislation, Education and Public Welfare Division, Congressional Research Service.

Subcommittee will meet again on Monday, June 19.

House of Representatives

Chamber Action

Reports Filed: Reports were filed as follows:

H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal year 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, amended (H. Rept. 104–128, Part 1, filed May 19); and

H. Res. 155, providing for the consideration of H.R. 1561, American Overseas Interests Act of 1995 (H. Rept. 104–129).

Page 13776

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Kim to act as Speaker pro tempore for today.

Page 13772

Recess: House recessed at 12:30 p.m. and reconvened at 4 p.m.

Page 13774

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 13776

Senate Messages: Messages received from the Senate today appear on page 13772.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 4:17 p.m.

Page 13776

Committee Meetings

INSURANCE STATE'S AND CONSUMER RIGHTS CLARIFICATION AND FAIR COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials held a hearing on H.R. 1317, Insurance State's and Consumer Rights Clarification and Fair Competitiveness Act of 1995. Testimony was heard from Jim Long, Commissioner of Insurance, Department of Insurance, State of North Carolina; and public witnesses.

OVERSIGHT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials held an oversight hearing to determine if ammonium nitrate fertilizer used in the fatal bombing of the Alfred R. Murrah Federal Building in Oklahoma City can be neutralized to prevent future tragedies. Testimony was heard from Ralph C. Ostrowski, Chief, Arson and Explosives Division, Bureau of Alcohol, Tobacco, and Firearms, Department of the Treasury; Tony Fainburg, Senior Associate/Project Director, OTA; and public witnesses.

AMERICAN OVERSEAS INTEREST ACT

Committee on Rules: Granted, by a voice vote, a modified open rule providing 2 hours of general debate on H.R. 1561, American Overseas Interests Act of 1995.

The rule waives clause 2(l)(6) of rule XI (three day availability for committee reports); section 302(f) (prohibiting consideration of legislation providing new entitlement authority in excess of a committee's allocation); 303(a) (prohibiting consideration of budgetary legislation prior to the adoption of the budget resolution); 308(a) requiring a CBO cost estimate in the committee report on legislation containing new entitlement, spending, or budget authority, or a change in revenues); 402(a) (credit authority not subject to appropriations in advance) of the Congressional Budget Act of 1974 against consideration of the bill.

The rule makes in order the amendment in the nature of a substitute recommended by the Committee on International Relations as an original bill for the purpose of amendment. The committee amendment shall be considered as read. The rule waives clause 5(a) of rule XXI (prohibiting appropriations on a legislative bill); section 302(f); 303(a); and 402(a) of the Congressional Budget Act of 1974 against the committee amendment.

The rule requires that amendments be pre-printed in the CONGRESSIONAL RECORD. The rule further provides for consideration for amendment under the 5-minute rule for 10 hours, followed by debate as guaranteed under clause 6 of rule XXIII (permitting five minutes for and against each amendment). Consideration of the bill for amendment may not continue beyond 2:30 p.m., on Thursday, May 25, 1995. The rule allows the chairman of the International Relations Committee the authority to offer certain pre-printed amendments en bloc or germane modifications of any such amendment. The amendments shall not be subject to amendment or to a division of the question in the House or in the Committee of the Whole.

The rule deletes section 2210 from the committee amendment in the nature of a substitute through a self-executing provision. Section 2210 would establish a new scorekeeping system for certain lease purchasing agreements that is contrary to scorekeeping under the Budget Act. As such, the provision violates section 306 of the Budget Act which prohibits the consideration of amendments under the Budget Committee's jurisdiction if offered to bills not reported by the Budget Committee. Since the Budget Committee has communicated opposition to waiving points of order against the International Relations Committee's amendment in the nature of a substitute for this provision, the provision in the rule would delete the offending section from the substitute.

Finally, the rule provides for one motion to recommit, with or without instructions. Testimony was heard from Chairman Gilman and Representative Hamilton.

INTELLIGENCE COMMUNITY—21ST CENTURY

Permanent Select Committee on Intelligence: Held a hearing on the Intelligence Community in the 21st Century. Testimony was heard from the following former Directors of the CIA: Ambassador Richard Helms; James R. Schlesinger; William Colby; Adm. Stansfield Turner; William H. Webster, and R. James Woolsey.

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Tuesday, May 23, 1995

Senate

Chamber Action

Routine Proceedings, pages 13901–14172

Measures Introduced: Seven bills were introduced, as follows: S. 841–847.

Page 14120

Congressional Budget: Senate continued consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows:

Page 14009

Adopted:

Stevens/Domenici Amendment No. 1129, to express the sense of the Congress regarding full funding for Decade of the Brain research.

Page 14092

Rejected:

(1) By 50 yeas to 50 nays (Vote No. 177), Roth Amendment No. 1121, to express the sense of the Senate that the number of Federal full-time equivalent positions should be further reduced.

Page 14071

(2) By 31 yeas to 69 nays (Vote No. 178), Gramm Amendment No. 1123, in the nature of a substitute.

Pages 14034, 14072

(3) By 40 yeas to 60 nays (Vote No. 180), Thurmond Amendment No. 1125, to restore adequate defense budget levels and to provide for offsetting reductions from non-defense discretionary spending and non-defense spending in the defense budget.

Pages 14058, 14072

Pending:

(1) Harkin/Bumpers Amendment No. 1126, to reduce unnecessary military spending, holding military spending to a freeze in overall spending over 7 years protecting readiness and modernization activities and shifting the savings to education and job training, restoring a portion of the reductions proposed for those programs in the resolution.

Page 14073

(2) Feingold/Hollings Amendment No. 1127, to strike the budget surplus allowance provision (Section 204)

from the resolution to eliminate the use of the fiscal dividend for further tax cuts.

Page 14077

(3) Snowe Amendment No. 1128, to increase funding for mandatory spending in function 500 (Education).

Page 14082

(4) Bumpers Amendment No. 1130, to strike the proposed change in the budget process rules which would permit the scoring of revenue derived from the sale of federal assets.

Page 14095

A unanimous-consent agreement was reached providing for further consideration of the pending amendments and certain amendments to be proposed on Wednesday, May 24, 1995.

Page 14072

During consideration of this measure today, the Senate took the following action:

By 47 yeas to 53 nays (Vote No. 176), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Bradley Amendment No. 1122, to lessen tax increases on working families by using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order.

Pages 14009, 14071

By 47 yeas to 53 nays (Vote No. 179), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act with respect to consideration of Exon Amendment No. 1124, to restore funding for seniors, education, agriculture, working families, veterans, and other Americans, using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 304(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order.

Pages 14054, 14072

Senate will continue consideration of the resolution on Wednesday, May 24, 1995.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report relative to emigration laws and policies of the Republic of Romania; referred to the Committee on Finance. (PM–51).

Page 14119

Nominations Confirmed: Senate confirmed the following nominations:

Eugene Branstool, of Ohio, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Karl N. Stauber, of Minnesota, to be Under Secretary of Agriculture for Research, Education, and Economics. (New Position)

Karl N. Stauber, of Minnesota, to be a Member of the Board of Directors of the Commodity Credit Corporation.

8 Air Force nominations in the rank of general.

1 Army nomination in the rank of Chief of Staff of the Army.

6 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of Commandant of the Marine Corps.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Pages 14106, 14156

Nominations Received: Senate received the following nominations:

Routine lists in the Air Force, Army, and Navy.

Page 14145

Messages From the President: **Page 14119**

Executive Reports of Committees: **Page 14120**

Statements on Introduced Bills: **Page 14120**

Additional Cosponsors: **Page 14123**

Amendments Submitted: **Page 14124**

Notices of Hearings: **Page 14134**

Authority for Committees: **Page 14134**

Additional Statements: **Page 14134**

Record Votes: Five record votes were taken today. (Total—180)

Page 14071

Recess: Senate convened at 8:30 a.m., and recessed at 10:35 p.m., until 8 a.m., on Wednesday, May 24, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 14145.)

Committee Meetings

1995 FARM BILL: FOOD ASSISTANCE

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on the Department of Agriculture food and nutrition assistance programs, receiving testimony from Representative Cunningham; Dan Glickman, Secretary of Agriculture; Ellen W. Haas, Under Secretary of Agriculture for Food and Consumer Services; Robert A. Robinson, Associate Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Iowa Governor Terry Branstad, Des Moines; Florida Governor Lawton Chiles, Tallahassee; Gerald H. Miller, Michigan Department of Social Services, Lansing; J. Jean Rogers, Wisconsin Department of Health and Social Services, Madison; Robert Greenstein, Center on Budget and Policy Priorities, Timothy M. Hammonds, Food Marketing Institute, and Robert J. Fersh, Food Research and Action Center, all of

Washington, D.C.; M. Anne Hill, City University of New York, Flushing; Linda Locke, Louisville, Kentucky, on behalf of the National Child and Adult Care Food Program Sponsors Forum; Vivian Pilant, South Carolina Department of Education, Columbia, on behalf of the American School Food Service Association; and James Richard, Alabama Department of Public Health, Montgomery, on behalf of the National Association of WIC Directors.

Committee recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for financial management programs of the Department of Defense, receiving testimony from John J. Hamre, Under Secretary of Defense (Comptroller); and Charles Bowsher, Comptroller General of the United States, General Accounting Office.

Subcommittee will meet again on Tuesday, June 6.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1996 for the government of the District of Columbia, focusing on the District of Columbia public school system, receiving testimony from Michael Feuer, Director, Board on Testing and Assessment, National Research Council; Wilma Harvey, President, District of Columbia Board of Education, and Franklin Smith, Superintendent, District of Columbia Public Schools, both of the Government of the District of Columbia; and Daniel Koretz, Urban Institute, Carrie Thornhill, on behalf of the Committee on Public Education, Delabian Rice-Thurston, Parents United for the D.C. Public Schools, and Thriftone B. Jones, D.C. Congress of Parents and Teachers, all of Washington, D.C.

Subcommittee recessed subject to call.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, receiving testimony from Lynn Davis, Under Secretary for Arms Control and International Security Affairs, and John Shattuck, Assistant Secretary for Human Rights, both of the Department of State; Lt. Gen. Thomas Rhame, Director, Defense Security Assistance Agency, Department of Defense; and Lawrence J. Korb, Brookings Institution, Holly J. Burkhalter, Human Rights Watch, William Hartung, World Policy Institute, and Lora Lumpe, Federation of American Scientists, all of Washington, D.C.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 2,020 military nominations in the Army, Navy, Marine Corps, and Air Force.

NASA SPACE STATION PROGRAM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on the state and performance of the National Aeronautics and Space Administration space station program, after receiving testimony from J. Wayne Littles, Associate Administrator, Office of Space Flight, Harry Holloway, Associate Administrator, Office of Life and Microgravity Sciences and Applications, and Randy Brinkley, Space Station Program Manager (Houston, Texas), all of the National Aeronautics and Space Administration; Marcia Smith, Space Policy Analyst, Congressional Research Service, Library of Congress; Lori B. Garver, National Space Society, and Alexander McPherson, Association of American Universities, both of Washington, D.C.; and Tom Rogers, Space Transportation Association, Arlington, Virginia.

RECLAMATION FACILITIES TRANSFER ACT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held hearings on S. 620, to direct the Secretary of the Interior to convey, upon request, certain property in Federal reclamation projects to beneficiaries of the projects and to set forth a distribution scheme for revenues from reclamation project lands, receiving testimony from Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior; Roger Ling, Ling, Nielsen and Robinson, Rupert, Idaho; Thomas F. Donnelly, National Water Resources Association, Arlington, Virginia; Tom W. Davis, Carlsbad Irrigation District, Carlsbad, New Mexico; Gary Esslinger, Elephant Butte Irrigation District, and Steven L. Hernandez, Hubert & Hernandez, on behalf of the Elephant Butte Irrigation District and the Carlsbad Irrigation District, both of Las Cruces, New Mexico; and Kenneth Nelson, Courtland, Kansas, on behalf of the Irrigation Projects Reauthorization Council of Kansas and Nebraska.

Hearings were recessed subject to call.

WOLVES IN YELLOWSTONE PARK

Committee on Energy and Natural Resources: Subcommittee on Parks, Historic Preservation and Recreation concluded oversight hearings on the Department of the Interior's programs, policies and budget implications on the reintroduction of wolves in and around Yellowstone National Park, after receiving testimony from George T. Frampton, Jr., Assistant Secretary for Fish and Wildlife and Parks, and Mollie H. Beattie, Director, United States Fish and Wildlife Service, both of the Department of the Interior; Robert M. Ferris, Defenders of Wildlife, John Kostyack, National Wildlife Federation, William G.

Myers, III, Public Lands Council, on behalf of the National Cattlemen's Association, Philip H. Voorhees, on behalf of the National Parks and Conservation Association, and Jon Doggett, American Farm Bureau Federation, all of Washington, D.C.; and Elaine Allestad, Big Timber, Montana, on behalf of the Montana Wool Growers Association and the American Sheep Industry Association.

AUTHORIZATION—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee began markup of proposed legislation to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997, but did not complete action thereon, and will continue tomorrow.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Robert F. Rider, of Delaware, and S. David Fineman, of Pennsylvania, each to be a Governor of the United States Postal Service, G. Edward DeSeve, of Pennsylvania, to be Controller, Office of Federal Financial Management, Office of Management and Budget, and John W. Carlin, of Kansas, to be Archivist of the United States, National Archives and Records Administration, after the nominees testified and answered questions in their own behalf. Mr. Fineman was introduced by Senator Specter and Representatives Borski and Fattah, Mr. DeSeve was introduced by Representative Borski, and Mr. Carlin was introduced by Senator Dole. Testimony was also received on the nomination of Mr. Carlin from Gaddis Smith, Yale University, New Haven, Connecticut, on behalf of the Organization of American Historians and the American Historical Association; Susan E. Davis, State Historical Society of Wisconsin, Madison, on behalf of the Society of American Archivists; Howard P. Lowell, Delaware State Archives, Dover, on behalf of the National Association of Government Archives and Records Administrators; and Martha Joynt Kumar, Towson State University, Towson, Maryland, on behalf of the Presidency Research Group.

EEOC

Committee on Labor and Human Resources: Committee concluded oversight hearings on the state of the Equal Employment Opportunity Commission, focusing on EEOC's charge processing system and case backlog, after receiving testimony from Linda G. Morra, Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Gilbert F. Casellas, Chairman, Equal Employment Opportunity Commission; Donald R. Livingston, Akin, Gump, Strauss, Hauer & Feld, and Stephen E. Tallent, Gibson, Dunn & Crutcher, both of Washington, D.C.; James A. Quirk, Computer Sciences Raytheon, Cocoa Beach, Florida, on behalf of the Society for Human Resource Management; and Nancy Kreiter, Women Employed Institute, Chicago, Illinois.

House of Representatives

Chamber Action

Bills Introduced: Seven public bills, H.R. 1683–1689; and three resolutions, H.J. Res. 90–91, H. Con. Res. 71 were introduced.

Page 13995

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Kim to act as Speaker pro tempore for today.

Page 13901

Recess: House recessed at 11:10 a.m. and reconvened at noon.

Page 13905

Committees To Sit: The following committees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, Judiciary, National Security, Resources, Small Business, and Select Intelligence.

Page 13911

American Overseas Interests Act: House completed all general debate and began consideration of amendments on H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; and to responsibly reduce the authorizations for United States foreign assistance programs for fiscal years 1996 and 1997; but came to no resolution thereon.

Page 13911

Agreed To:

The Brownback amendment that reduces the authorization level for fiscal year 1997 appropriations for international affairs programs by $478 million to conform with the authorization levels established by the balanced budget resolution (agreed to by a recorded vote of 276 ayes to 134 noes, Roll No. 348); and

Pages 13974, 13984

The Burton of Indiana amendment, as modified, that prohibits development assistance to countries that oppose the United States position in the United Nations General Assembly on 50 percent or more recorded plenary votes.

Page 13985

The Funderburk amendment, as modified, was offered but subsequently withdrawn that sought to reduce further the salaries and expenses of the Department of State by an additional $17 million.

Page 13980

H. Res. 155, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 233 yeas to 176 nays, Roll No. 347.

Page 13911

Presidential Message—Romanian Emigration: Read a letter from the President wherein he transmits a report concerning emigration policies of the Republic of Romania—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–78).

Page 13985

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule today appear on page 13966.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 13919, 13984. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 7:07 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture approved for full Committee action amended Titles I, II, and III of H.R. 1627, to amend the Federal Insecticide, Fungicide, and Rodenticide Act.

MAINTAINING, REFORMING OR ELIMINATING FEDERAL MILK MARKETING ORDERS

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on the impact of maintaining, reforming, or eliminating Federal Milk Marketing Orders (FMMOs), criteria for the consolidation of FMMO order regions, revisions in the pooling and sharing of FMMO receipts, proposals for a single national order, and the continuation or preemption of state orders. Testimony was heard from Lon S. Hatamiya, Administrator, Agricultural Marketing Service, USDA; John Harman, Director, Food and Agriculture Issues, GAO; and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Finances. Testimony was heard from the following officials of the District of Columbia: Robert Pohlman, Interim, Chief Financial Officer; and Robert Reid, Controller.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on the EPA. Testimony was heard from Carol M. Browner, Administrator, EPA.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit continued hearings on the broad issue of regulatory burden relief as well as those matters addressed in H.R. 1362, Financial Institutions Regulatory Relief Act of 1995. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SUPERFUND PROGRAM REAUTHORIZATION

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on the reauthorization of the Superfund program. Testimony was heard from Tim Fields, Deputy Assistant Administrator, Office of Solid Waste and Emergency Response, EPA; Barry Johnson, Assistant Administrator, Agency for Toxic Substances and Disease Registry, Department of Health and Human Services; and public witnesses.

EEOC ADMINISTRATIVE REFORMS/CASE PROCESSING

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on EEOC Administrative Reforms/Case Processing. Testimony was heard from Gilbert F. Casellas, chairman, EEOC.

FEDERAL DIRECT STUDENT LOAN PROGRAM

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on the Federal Direct Student Loan program. Testimony was heard from Senator Simon; Representatives Petri, Istook and Gordon; and public witnesses.

CONSOLIDATING FEDERAL PROGRAMS AND ORGANIZATIONS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology concluded hearings on Consolidating Federal Programs and Organizations, Part II. Testimony was heard from Marshall S. Smith, Under Secretary, Department of Education; George Munoz, Assistant Secretary, Management and Chief Financial Officer, Department of the Treasury; Paul L. Posner, Director, Budget Issues, Accounting and Information Management Division, GAO; the following former Secretaries, Department of Energy: Donald P. Hodel and Secretary of the Interior; John S. Herrington; and James D. Watkins; from the former Under Secretaries, Department of Energy: Shelby T. Brewer; and Donna R. Fitzpatrick; and public witnesses.

FEDERAL DEPARTMENTS—WASTE AND FRAUD

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Waste and Fraud in the following

Departments: Education; Health and Human Services; Housing and Urban Development; Labor; and Veterans Affairs. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Postal Service continued oversight hearings on the U.S. Postal Service. Testimony was heard from public witnesses.

Hearings continue June 7.

COMMITTEE BUSINESS

Committee on House Oversight: Approved the following pending Committee business: parking policies; inside mail delivery policies; audio coverage for Committee meetings; and issuance of beauty shop and barbershop requests for proposals and procurement of shoe shine services.

REFORM OF LAWS GOVERNING LOBBYING

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on the reform of laws governing lobbying. Testimony was heard from Representatives Bryant of Texas, Dornan, McHale, Meehan, Shays, Traficant, Upton, Wolf, and Zimmer; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Procurement approved for full Committee action H.R. 1530, National Defense Authorization for fiscal year 1996.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: Subcommittee on Military Research and Development approved for full Committee action amended H.R. 1530, National Defense Authorization for fiscal year 1996.

APPROPRIATE ROLE OF GOVERNMENT PROGRAMS—HELPING SMALL BUSINESSES FIND EXPORT OPPORTUNITIES

Committee on Small Business: Subcommittee on Procurement, Exports, and Business Opportunities continued hearings on the appropriate role and the effectiveness of various Federal Government programs in helping small businesses find export opportunities around the world, with emphasis on the merits or pitfalls of export promotion programs as they impact small business. Testimony was heard from Allan I. Mendlowitz, Managing Director, International Trade, Finance, and Competitiveness Issues, GAO; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SOCIAL SECURITY DISABILITY INSURANCE PROGRAM

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Social Security Disability Insurance Program. Testimony was heard from Shirley Sears Chater, Commissioner, SSA; Jane Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO; and public witnesses.

Hearings continue tomorrow.

UNITED STATES-CHINA TRADE RELATIONS AND RENEWAL OF MFN STATUS

Committee on Ways and Means: Subcommittee on Social Security held a hearing on United States-China Trade Relations and Renewal of China's Most-Favored-Nation Status. Testimony was heard from Representatives Solomon, Lantos, Wolf, Kolbe, and Pelosi; Charlene Barshefsky, Deputy U.S. Trade Representative; Kent Wiedemann, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

GUATEMALA

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Guatemala. The Committee was briefed by departmental witnesses.

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Wednesday, May 24, 1995

Senate

Chamber Action

Routine Proceedings, pages 14173–14412

Measures Introduced: Three bills were introduced, as follows: S. 848–850.

Page 14284

Congressional Budget: Senate continued consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows:

Page 14173

Adopted:

(1) By 85 yeas to 14 nays (Vote No. 186), Hatfield Amendment No. 1133, to restore funds cut from the National Institutes of Health.

Pages 14186, 14200

(2) Domenici Amendment No. 1145, to make certain technical corrections.

Page 14225

(3) Domenici (for Bingaman) Amendment No. 1146, to express the sense of the Senate regarding the establishment of a nonpartisan advisory commission on budgeting and accounting.

Page 14225

(4) Domenici (for Dole) Amendment No. 1147, to express the sense of the Senate that the reforms and proposals contained within the Independent Budget for Veterans Affairs, fiscal year 1996, should be given careful consideration in an effort to ensure the Nation's commitment to its veterans.

Page 14227

(5) By 51 yeas to 49 nays (Vote No. 188), McConnell Amendment No. 1148, to provide for continued funding for economic development in Appalachian Region.

Page 14229

(6) By 51 yeas to 49 nays (Vote No. 192), Coverdell Amendment No. 1152, to express the sense of the Senate regarding reimbursement to the States for the costs of implementing the National Voter Registration Act of 1993 under budget function 800.

Page 14240

(7) By 56 yeas to 44 nays (Vote No. 194), Exon (for Kerry) Amendment No. 1153, to maintain public funding for Presidential campaigns.

Page 14240

(8) By a unanimous vote of 100 yeas (Vote No. 193), McConnell Amendment No. 1154 (to Amendment No. 1153), to express the sense of the Senate on use of the Presidential Election Campaign Fund in regard to sexual harassment.

Page 14241

(9) Domenici/Grassley Amendment No. 1156, to retain the prohibition against off-budget funding for the Internal Revenue Service and to express the sense of the Senate that funding for tax compliance efforts should be a top priority and that the assumptions underlying the functional totals in this resolution include the administration's full request for the I.R.S.

Page 14245

(10) Exon (for Boxer) Amendment No. 1158, to express the sense of the Congress that no member of Congress may use campaign funds to defend against sexual harassment lawsuits. (By 1 yea to 99 nays (Vote No. 196), Senate earlier failed to table the amendment.)

Page 14245

(11) By 55 yeas to 45 nays (Vote No. 197), Dole Amendment No. 1159 (to Amendment No. 1158), to express the sense of the Congress that no member of Congress or the Executive Branch may use campaign funds or privately donated funds to defend against sexual harassment lawsuits.

Page 14246

(12) Exon (for Murray) Amendment No. 1164, to express the sense of the Senate that the Federal Government has a financial responsibility to schools in our Nation's communities which are adversely affected by Federal activities and that funding for such responsibilities should not be reduced or eliminated.

Page 14255

(13) Exon (for Pell) Modified Amendment No. 1165, to express the sense of the Senate regarding student loan cuts.

Pages 14256, 14258

(14) Exon (for Lautenberg) Amendment No. 1166, to repeal the ex-patriot tax loophole and put the money into veterans programs.

Page 14256

(15) By 97 yeas to 3 nays (Vote No. 202), Domenici (for McCain) Amendment No. 1167 (to Amendment No. 1166), to repeal the ex-patriot tax loophole and use the money to eliminate the social security earnings penalty.

Page 14258

Rejected:

(1) By 28 yeas to 71 nays (Vote No. 181), Harkin/Bumpers Amendment No. 1126, to reduce unnecessary military spending, holding military spending to a freeze in overall spending over 7 years protecting readiness and modernization activities, and shifting the savings to education and job training, restoring a portion of the reductions proposed for those programs in the resolution.

Page 14198

(2) By 44 yeas to 55 nays (Vote No. 182), Feingold/Hollings Amendment No. 1127, to strike the budget surplus allowance provision (Section 204) from the resolution to eliminate the use of the fiscal dividend for further tax cuts.

Page 14198

(3) Bumpers Amendment No. 1130, to strike the proposed change in the budget process rules which would permit the scoring of revenue derived from the sale of federal assets. (By 52 yeas to 47 nays (Vote No. 183), Senate tabled the amendment.)

Page 14197

(4) Dodd Amendment No. 1131 (to Amendment No. 1128), to restore $28,000,000,000 in outlays over seven years to reduce by $16,000,000,000 the discretionary cuts proposed in education and reduce the reconciliation instruction to the Committee on Labor and Human Resources by $12,000,000,000 by closing corporate tax loopholes. (By 51 yeas to 48 nays (Vote No. 184), Senate tabled the amendment.)

Pages 14182, 14199

(5) By 39 yeas to 60 nays (Vote No. 185), Snowe Amendment No. 1128, to increase funding for mandatory spending in function 500 (Education).

Pages 14173, 14199

(6) By 50 yeas to 50 nays (Vote No. 189), Sarbanes Amendment No. 1149, to restore the cuts to Federal retirement programs by providing that the Federal retirement programs will continue to calculate retirement benefits from the average of an employee's high 3 years of service.

Page 14233

(7) Roth Amendment No. 1150, to prohibit including revenues in the budget resolution based on oil and gas leasing within the Arctic National Wildlife Refuge. (By

56 yeas to 44 nays (Vote No. 190), Senate tabled the amendment.)

Page 14234

(8) Glenn Amendment No. 1157 (to Amendment No. 1156), to strike provisions providing for a repeal of the IRS allowance. (By 58 yeas to 42 nays (Vote No. 195), Senate tabled the amendment.)

Page 14245

(9) Exon (for Bingaman) Amendment No. 1162, to express the sense of the Senate on the importance of research, technology, and trade promotion and trade law enforcement programs. (By 53 yeas to 47 nays (Vote No. 200), Senate tabled the amendment.)

Page 14248

Withdrawn:

Hatfield/Jeffords Amendment No. 1132, to restore funds cut from the National Institutes of Health.

Page 14185

During consideration of this measure today, the Senate took the following action:

By 46 yeas to 54 nays (Vote No. 187), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Boxer Amendment No. 1134, to establish a prohibition of legislation that would include a tax cut unless 90 percent of the benefits go to the middle class. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order.

Pages 14200, 14209, 14228

By 31 yeas to 69 nays (Vote No. 191), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon Amendment No. 1151, to restore funding for agriculture and nutrition programs. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Page 14239

Exon (for Glenn) Amendment No. 1155, to restore the IRS compliance initiative, became moot upon adoption of Domenici/Grassley Amendment No. 1156, listed above.

Page 14244

By 40 yeas to 60 nays (Vote No. 198), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon Amendment No. 1160, to limit increases in the public debt. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order.

Page 12246

By 41 yeas to 59 nays (Vote No. 199), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon (for Moynihan) Amendment No. 1161, to restore funding to the AFDC and JOBS programs by using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Page 14247

By 45 yeas to 55 nays (Vote No. 201), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon (for Murray) Amendment No. 1163, to protect children receiving health care insurance under Medicaid. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Page 14255

Senate will resume consideration of the resolution on Thursday, May 25, 1995, with further votes to occur thereon.

Supplemental Rescissions Conference Report: Senate began consideration of the conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995.

Page 14266

Senate will resume consideration of the conference report on Thursday, May 25, 1995, with a vote to occur thereon.

Appointments:

Office of Compliance: The Chair, on behalf of the Majority and Minority Leaders of the Senate and the Speaker and Minority Leader of the House of Representatives, pursuant to Public Law 104–1, announced the joint appointment of the following individuals as members of the Board of Directors of the Office of Compliance: Glen D. Nager, of Washington, D.C., for a term of 5 years and to serve as Chair; Virginia A. Seitz, of Washington, D.C., for a term of 5 years; Jerry M. Hunter, of Missouri, for a term of 4 years; James N. Adler, of California, for a term of 4 years; and Lawrence Z. Lorber, of Washington, D.C., for a term of 3 years.

Page 14297

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on aeronautics and space for fiscal year 1994; referred to the Committee on Commerce, Science, and Transportation. (PM–52).

Page 14283

Nominations Received: Senate received the following nominations:

Linda Lee Robertson, of Oklahoma, to be a Deputy Under Secretary of the Treasury.

Joseph H. McKinley, Jr., of Kentucky, to be United States District Judge for the Western District of Kentucky.

Robert H. Whaley, of Washington, to be United States District Judge for the Eastern District of Washington.

B. Lynn Winmill, of Idaho, to be United States District Judge for the District of Idaho.

A routine list in the Marine Corps.

Page 14299

Messages From the President: Page 14283

Messages From the House: Page 14284

Statements on Introduced Bills: Page 14284

Additional Cosponsors: Page 14286

Amendments Submitted: Page 14286

Authority for Committees: Page 14295

Additional Statements: Page 14296

Record Votes: Twenty-two record votes were taken today. (Total—202)

Pages 14198, 14228, 14233, 14237, 14239, 14243, 14248, 14253, 14258

Recess: Senate convened at 8 a.m., and recessed at 8:42 p.m., until 9 a.m., on Thursday, May 25, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 14299.)

Committee Meetings

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Research, Nutrition, and General Legislation concluded hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on research and the future of American agriculture, after receiving testimony from Karl Stauber, Under Secretary Designate of Agriculture for Research, Education and Economics; Susan E. Offutt, Executive Director of the Board on Agriculture, National Research Council; John Owens, New Mexico State University, Las Cruces, on behalf of the National Association of State Universities and Land-Grant Colleges; Victor L. Lechtenberg, Purdue University, West Lafayette, Indiana, on behalf of the Research and Education Working Group of the National Center for Food and Agricultural Policy; Frank F. Busta, University of Minnesota, St. Paul, on behalf of the Institute of Food Technologists; William R. Sprague, Kentucky Farm Bureau, Louisville, on behalf of the American Farm Bureau Federation; Michael Wehler, Plain, Wisconsin, on behalf of the Animal Agriculture Coalition; Robert F. Barnes, American Society of Agronomy, Madison, Wisconsin, on behalf of the Crop Science Society of America and the Soil Science Society of America; Alan Goldhammer, Biotechnology Industry Organization, Washington, D.C.; Larry Jefferies, New Castle, Kentucky, on behalf of the Campaign for Sustainable Agriculture; and David Morris, Institute for Local Self-Reliance, Minneapolis, Minnesota.

APPROPRIATIONS—FISH AND WILDLIFE SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Fish and Wildlife Service, receiving testimony from George T. Frampton, Jr., Assistant Secretary for Fish and Wildlife and Parks, Mollie H. Beattie, Director, United States Fish and Wildlife Service, and Mary Ann Lawler, Director of Budget, all of the Department of the Interior

Subcommittee will meet again on Tuesday, June 6.

MEXICAN BANKING SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the impact of the peso devaluation and the Administration aid package on the banking system and economy of Mexico, after receiving testimony from Jerome I. Levinson, Economic Policy Institute, and Christopher Whalen, Legal Research International, Inc., both of Washington, D.C.; Bernard L. Weinstein, University of North Texas, Denton; Alberto Sanchez, Deutsche Bank Securities Corp., New York, New York; Juan Auping, Iberian American University, Raymundo Artiz, National Association of Manufacturers, and Javier Livas, all of Mexico City, Mexico; Sra. Liliana Flores, Monterrey, Mexico; and Gabriel Hinojosa, Puebla, Mexico.

INTERNATIONAL AVIATION POLICY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings to examine issues relating to international aviation policy, after receiving testimony from Federico Pena, Secretary, and Stephen H. Kaplan, General Counsel, both of the Department of Transportation; Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office; Ronald Allen, Delta Airlines, and Thomas H. Weidemeyer, United Parcel Service Airlines, both of Atlanta, Georgia; Gerald Greenwald, United Airlines, Chicago, Illinois; Jeffrey Erickson, Trans World Airlines, Inc., St. Louis, Missouri; Robert L. Crandall, AMR Corporation, Dallas, Texas; and George F. Doughty, Lehigh Northampton Airport Authority, Allentown, Pennsylvania.

WELFARE REFORM

Committee on Finance: Committee began markup of H.R. 4, to control welfare spending and reduce welfare dependence by requiring States to encourage job placement measures, to provide for a job voucher program through the use of private profit and nonprofit organizations, to eliminate certain Federal requirements to give States additional flexibility in operating their Job Opportunities and Basic Skill Training Program (JOBS), and to establish a temporary family assistance grant under which States can provide assistance to needy families with minor children, but did not complete action thereon, and will continue tomorrow.

AVIATION SAFETY

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia held hearings to examine the safety implications of unapproved aviation parts used in the rebuilding of aircraft, receiving testimony from David R. Hinson, Administrator, Federal Aviation Administration, A. Mary Schiavo, Inspector General, and Harry Schaefer, Assistant Special Agent-in-Charge, Office of the Inspector General, all of the Department of Transportation; Thomas T. Kubic, Chief, Financial Crimes Section, Federal Bureau of Investigation, Department of Justice; Chester Paul Beach, Jr., United Technologies Corporation, East Hartford, Connecticut, on behalf of the Aerospace Industries Association; Michael F. Rioux, Air Transport Association of America, Walter S. Coleman, Regional Airline Association, and Edward J. Glueckler, Airline Suppliers Association, all of Washington, D.C.; Gabor Kish, New York, New York; and James M. Frisbee, Apple Valley, Minnesota.

Hearings were recessed subject to call.

COUNTER-TERRORISM

Committee on the Judiciary: Committee held hearings on the Administration's counter-terrorism intelligence gathering proposals, focusing on whether there is a need for increased wiretap and infiltration authority for Federal law enforcement, receiving written testimony from Jamie S. Gorelick, Deputy Attorney General, Department of Justice; James E. Moody, Acting Deputy Assistant Director, Federal Bureau of Investigation; and James X. Dempsey, Center for National Security Studies, and Donald M. Haines, American Civil Liberties Union, both of Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Nineteen public bills, H.R. 1690–1708; and one resolution, H.J. Res. 92, were introduced.

Page 14388

Committees To Sit: The following committees and their subcommittees were authorized to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, Judiciary, National Security, Resources, and Select Intelligence.

Page 14305

Agreed To:

The Smith of New Jersey amendment that prohibits the availability of funds authorized for population assistance to any private, nongovernmental, or multilateral organization that directly or indirectly performs abortions in a foreign country, except in instances of rape, incest, or when the life of the mother is in danger (agreed to by a recorded vote of 240 ayes to 181 noes, Roll No. 350);

Pages 14305, 14317

The Bereuter amendment, as amended by the Brownback amendment, that increases the authorization for the Food for Peace program by $25 million by reducing authorizations in other categories; and

Page 14346

The Bereuter amendment, as amended by the Smith of New Jersey amendment (agreed to by a recorded vote of 266 ayes to 156 noes, Roll No. 353), that strikes the earmark for the resettlement of South Asian boat people.

Page 14349

Rejected:

The Morella amendment to the Smith of New Jersey amendment that sought to provide that the abortion prohibitions contained in the amendment would not be applicable to the medical treatment of injuries or illnesses caused by unsafe abortions (rejected by a recorded vote of 198 ayes to 227 noes, Roll No. 349);

Page 14307

The McKinney amendment that sought to prohibit military assistance or arms transfers to a foreign government unless the President certified that the foreign government adheres to a national code of conduct (rejected by a recorded vote of 157 ayes to 262 noes, Roll No. 351);

Page 14318

The Wynn amendment that sought to authorize $12 million in fiscal years 1996 and 1997 for debt relief for Latin America and the Caribbean (rejected by a recorded vote of 125 ayes to 297 noes, Roll No. 352); and

Page 14346

The Hastings amendment that sought to increase the authorization for the Development Fund for Africa by $173 million (rejected by a recorded vote of 141 ayes to 278 noes with 1 voting "present", Roll No. 354).

Page 14361

Presidential Message—Aeronautics and Space: Message wherein he transmits a report on the Nation's achievements in aeronautics and space during fiscal year 1994—referred to the Committee on Science.

Page 14370

Office of Compliance: The Speaker and Minority Leader of the House and the Majority and Minority Leaders of the Senate jointly appointed the following persons from private life to the Board of Directors of the Office of Compliance: Mr. Glen D. Nager of Washington, D.C., Chairman, to a 5-year term; Ms. Virginia A. Seitz of Washington, D.C. to a 5-year term; Mr. Jerry M. Hunter of Missouri, to a 4-year term; Mr. James N. Adler of California, to a 4-year term; and Mr. Lawrence Z. Lorber of Washington, D.C. to a 3-year term.

Page 14371

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 14389.

Quorum Calls—Votes: Six recorded votes developed during the proceedings of the House today and appear on pages 14316, 14317, 14344, 14348, 14360, 14368. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:51 p.m.

Committee Meetings

FARM BILL—CONSERVATION ISSUES

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry held a hearing on Conservation issues in the 1995 Farm bill. Testimony was heard from Representatives Bereuter, Furse and Pete Geren of Texas; the following officials of the USDA: Jim Lyons, Under Secretary, Natural Resources and the Environment; and Paul Johnson, Chief, Natural Resource Conservation Service; and public witnesses.

FARM BILL—SUGAR

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops held a hearing on 1995 Farm Bill—Sugar Title. Testimony was heard from Representatives Crapo, Miller of Florida, Schumer, Mink, and English; Gene Moos, Under Secretary, Farm and Foreign Agriculture Service, USDA; William Slyne, Chief, Import Operations, U.S. Customs Service, Department of the Treasury; and public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary continued appropriations hearings. Testimony was heard from Members of Congress.

The Subcommittee also held a hearing on the Legal Services Corporation. Testimony was heard from the following officials of the Legal Services Corporation: Douglas S. Eakeley, Chairman; Alexander D. Forger, President; and Thomas F. Smegal, Jr., member of the Board.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings on the EPA. Testimony was heard from Carol M. Browner, Administrator, EPA.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit continued hearings on the broad issue of regulatory burden relief as well as those matters addressed in H.R. 1362, Financial Institutions Regulatory Relief Act of 1995. Testimony was heard from Representative Waters; and public witnesses.

Hearings continue June 8.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 558, Texas Low-Level Radioactive Waste Disposal Compact Consent Act; and H.R. 1323, amended, Pipeline Safety Act of 1995.

The Committee also began markup of H.R. 1555, Communications Act of 1995.

Will continue tomorrow.

CONSOLIDATED AND REFORMED EDUCATION, EMPLOYMENT AND REHABILITATION SYSTEMS

Committee on Economic and Educational Opportunities: Ordered reported amended H.R. 1617, Consolidated and Reformed Education, Employment and Rehabilitation Systems.

RAMSPECK: REFORM, REPEAL, OR RETENTION

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Ramspeck: Reform, Repeal, or Retention. Testimony was heard from Representative Goss; Timothy Bowling, Associate Director, Federal Human Resource Management Issues, GAO; James B. King, Director, OPM; Theresa Trujeque, Deputy Assistant Secretary, House Resources, Department of the Interior; W. Scott Gould, Deputy Assistant Secretary, Finance and Management, Department of the Treasury;

Eugene Kinlow, Deputy Assistant Secretary, Personnel, Department of Health and Human Services; and a public witness.

FLAG DESECRATION

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States. Testimony was heard from Representatives Solomon and Montgomery; and public witnesses.

IMMIGRATION ISSUES

Committee on the Judiciary: Subcommittee on Immigration and Claims held a hearing on immigration issues. Testimony was heard from Representatives Packard, Lofgren, Bilbray, Rohrabacher, Martini, Foley, Goss, Kim, Pickett, Underwood, Molinari, Mink, Beilenson, Seastrand, Torres, Filner, Hutchinson, and Coleman.

MISCELLANEOUS MEASURES

Committee on National Security: Ordered reported amended the following bills: H.R. 1141, Sikes Act Improvement Amendments of 1994; H.R. 1347, Maritime Administration Authorization Act for fiscal year 1996; H.R. 1350, Maritime Security Act of 1995.

The Committee also began markup of H.R. 1530, National Defense Authorization for fiscal year 1996.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 1332, amended, Rongelap Recovery and Community Self-Reliance Act; S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner; and H.R. 1070, to designate the reservoir created by Trinity Dam in Central Valley project, CA as "Trinity Lake."

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

EXPLORE INCREASING AND IMPROVING OPTIONS FOR MEDICARE BENEFICIARIES

Committee on Ways and Means: Subcommittee on Health continued hearings to explore increasing and improving options for Medicare Beneficiaries, with emphasis on Medicare HMO Enrollment Growth and Payment Policies. Testimony was heard from Gail Wilensky. Chair, Physician Payment Review Commission; Stuart H. Altman, Chairman, Prospective Payment Assessment Commission; Jonathan Ratner, Associate Director, Health Financing Issues, GAO; and public witnesses.

Hearings continue tomorrow.

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SOCIAL SECURITY DISABILITY INSURANCE PROGRAM

Committee on Ways and Means: Subcommittee on Social Security concluded hearings on the Social Security Disability Insurance Program. Testimony was heard from Representatives McCrery, Gekas, Kanjorski, Costello, and Bass.

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Thursday, May 25, 1995

Senate

Chamber Action

Routine Proceedings, pages 14413–14653

Measures Introduced: Sixteen bills and five resolutions were introduced, as follows: S. 851–866, S. Res. 125–127, and S. Con. Res. 15 and 16.

Page 14542

Measures Reported: Reports were made as follows:

S. 333, to direct the Secretary of Energy to institute certain procedures in the performance of risk assessments in connection with environmental restoration activities, with an amendment in the nature of a substitute. (S. Rept. No. 104–87)

S. 291, to reform the regulatory process, to make government more efficient and effective, with an amendment in the nature of a substitute. (S. Rept. No. 104–88)

Page 14542

Measures Passed:

Congressional Adjournment: Senate agreed to H. Con. Res. 72, providing for an adjournment of the two Houses.

Page 14465

Honoring Father Joseph Damien de Veuster: Senate agreed to S. Res. 125, honoring the contributions of Father Joseph Damien de Veuster for his service to humanity.

Page 14626

Congressional Budget: By 57 yeas to 42 nays (Vote No. 232), Senate passed H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, after striking all after the resolving clause and inserting in lieu thereof the text of S. Con Res. 13, Senate companion measure, and after taking action on amendments proposed thereto, as follows:

Page 14449

Adopted:

(1) By a unanimous vote of 99 yeas (Vote No. 206), Exon (for Leahy) Amendment No. 1170, to express the

sense of the Senate regarding the nutritional health of children.

Page 14451

(2) Exon (for Leahy) Amendment No. 1171, to express the sense of the Senate that Federal funding of law enforcement programs should be maintained, and Federal funding for the Violent Crime Reduction Trust Fund should not be reduced.

Page 14452

(3) Exon (for Feingold) Amendment No. 1173, to express the sense of the Senate regarding the need to enact long-term care reforms to achieve lasting deficit reduction.

Page 14453

(4) Exon (for Baucus) Amendment No. 1178, to express the sense of the Senate regarding mandatory major assumptions under Function 270: Energy. (By 35 yeas to 64 nays (Vote No. 212), Senate earlier failed to table the amendment.)

Page 14457

(5) Exon (for Levin/Simon) Amendment No. 1179, to express the sense of the Senate regarding reducing overhead expenses in the Department of Defense.

Page 14458

(6) Exon (for Baucus) Modified Amendment No. 1180, to express the sense of the Senate regarding the essential air service program of the Department of Transportation.

Page 14460

(7) By 54 yeas to 45 nays (Vote No. 214), Domenici (for Grams/Abraham/Lieberman) Amendment No. 1182, to establish procedures to provide family tax relief and incentives to stimulate savings, investment, job creation, and economic growth.

Page 14461

(8) Exon (for Bingaman/Jeffords) Amendment No. 1191, to express the sense of the Senate regarding the priority that should be given to renewable energy and energy efficiency research, development, and demonstration activities.

Page 14471

(9) By 67 yeas to 32 nays (Vote No. 231), Domenici (for Snowe) Amendment No. 1197, to reduce the reconciliation instructions to the Committee on Labor and Human Resources from $13,795,000,000 in outlays over seven years to $4,395,000,000 by closing tax loopholes.

Page 14485

Rejected:

(1) By 31 yeas to 68 nays (Vote No. 204), Exon (for Lautenberg) Amendment No. 1168, to allow the transfer of $1 billion from the military budget for use in strengthening enforcement of immigration laws.

Page 14449

(2) By 26 yeas to 73 nays (Vote No. 205), Exon (for Lautenberg) Amendment No. 1169, to allow the transfer of $2 billion from the military budget for use in addressing the problem of domestic violence.

Page 14450

(3) Exon (for Harkin) Amendment No. 1172), to provide for additional medicare payment safeguards. (By 63 yeas to 36 nays (Vote No. 207), Senate tabled the amendment.)

Page 14452

(4) Exon (for Harkin) Amendment No. 1174, to express the sense of the Senate regarding losses to medicare and medicaid and other health programs due to disease and disability caused by tobacco products. (By 68 yeas to 31 nays (Vote No. 208), Senate tabled the amendment.)

Page 14454

(5) Exon (for Baucus) Modified Amendment No. 1181, to express the sense of the Senate regarding funding for the National Railroad Passenger Corporation. (By 50 yeas to 49 nays (Vote No. 213), Senate tabled the amendment.)

Page 14460

(6) By 39 yeas to 60 nays (Vote No. 215), Exon (for Conrad) Amendment No. 1183, in the nature of a substitute.

Page 14462

(7) Exon (for Simon/Pell/Kennedy) Amendment No. 1184, to eliminate Section 207: Credit Reform and Guaranteed Student Loans. (By 56 yeas to 43 nays (Vote No. 216), Senate tabled the amendment.)

Page 14465

(8) Exon (for Harkin) Amendment No. 1185, to reduce military spending by $100 to reduce the deficit. (By 73 yeas to 26 nays (Vote No. 221), Senate tabled the amendment.)

Pages 14466, 14471

(9) Domenici (for Craig) Amendment No. 1186 (to Amendment No. 1185), to express the sense of the Congress that swine research be reduced by $100. (The amendment fell when Amendment No. 1185, listed above, was tabled.)

Pages 14466, 14471

(10) Exon (for Simon/Bumpers) Amendment No. 1187, to eliminate the firewall between defense and nondefense discretionary accounts. (By 65 yeas to 33 nays (Vote No. 217), Senate tabled the amendment.)

Page 14467

(11) Exon (for Kennedy) Amendment No. 1188, to express the sense of the Senate regarding the inclusion in Medicare spending in the concurrent resolution on the budget for fiscal year 1996. (By 58 yeas to 41 nays (Vote No. 218), Senate tabled the amendment.)

Pages 14467, 14470

(12) Exon (for Kennedy) Amendment No. 1189, to restore $28 billion in outlays over seven years to reduce by $22 billion the discretionary cuts proposed in elementary and secondary education programs and reduce the reconciliation instructions to the Committee on Labor and Human Resources by $6 billion by closing corporate tax loopholes. (By 54 yeas to 45 nays (Vote No. 219), Senate tabled the amendment.)

Page 14468

(13) Exon (for Kennedy) Amendment No. 1190, to add $8,871,091,316 in Budget Authority and $6,770,659,752 in Outlays to Function 500 over seven years to restore funding to the Pell Grant Program by closing tax loopholes. (By 54 yeas to 45 nays (Vote No. 220), Senate tabled the amendment.)

Page 14469

(14) Exon (for Bradley) Amendment No. 1193, to restore cuts in Medicare and NIH by raising the tobacco tax by $1 a pack. (By 62 yeas to 38 nays (Vote No. 223), Senate tabled the amendment.)

Page 14473

(15) Exon (for Bradley) Amendment No. 1194, to express the sense of the Senate that Congress should remove tax loopholes and use the savings from closing special interest tax loopholes to reduce tax rates broadly for all classes of taxpayers. (By 53 yeas to 47 nays (Vote No. 224), Senate tabled the amendment.

Page 14476

(16) By 45 yeas to 55 nays (Vote No. 226), Exon (for Wellstone) Amendment No. 1195, to express the sense of the Senate that the Committee on Finance will limit or eliminate excessive and unnecessary tax expenditures, and express the sense of the Senate regarding the delivery of veterans' services.

Page 14477

(17) By 12 yeas to 87 nays (Vote No. 227), Exon (for Wellstone) Amendment No. 1138, to reduce fiscal year 1996 defense spending by $10 billion and apply the savings to deficit reduction.

Page 14479

(18) Exon (for Wellstone) Amendment No. 1136, to direct the Committee on Finance to further reduce the deficit by limiting or eliminating excessive and unnecessary tax expenditures. (By 84 yeas to 15 nays (Vote No. 228), Senate tabled the amendment.)

Pages 14480, 14487

(19) Exon (for Wellstone) Amendment No. 1141, to express the sense of the Senate regarding low-priority domestic discretionary funding to be reduced in order to pay for partial restoration of funding for the National Institutes of Health. (By 81 yeas to 18 nays (Vote No. 229), Senate tabled the amendment.)

Pages 14482, 14487

(20) Exon (for Bradley) Amendment No. 1196, in the nature of a substitute. (By 86 yeas to 13 nays (Vote No. 230), Senate tabled the amendment.)

Pages 14483, 14487

During consideration of this measure today, Senate also took the following action:

By 42 yeas to 57 nays (Vote No. 209), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon (for Johnston) Amendment No. 1175, to provide for the restoration of Medicare funding. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Page 14454

By 46 yeas to 53 nays (Vote No. 210), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon (for Reid) Amendment No. 1176, to restore funding for national parks by using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Page 14455

By 43 yeas to 56 nays (Vote No. 211), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive Section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon (for Sarbanes) Amendment No. 1177, to restore funding for water infrastructure grants. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Page 14455

By 44 yeas to 56 nays (Vote No. 222), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive Section 904 of the Congressional Budget Act of 1974 with respect to consideration of Exon (for Bradley) Amendment No. 1192, to establish a process to identify and control tax expenditures by setting a target for cuts. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) was sustained, and the amendment was ruled out of order.

Pages 14471, 14476

By 40 yeas to 60 nays (Vote No. 225), Senate rejected a motion to recommit the resolution to the Committee on the Budget with instructions.

Pages 14479, 14480

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.

Page 14465

Subsequently, S. Con. Res. 13 was returned to the Senate Calendar.

Page 14626

Supplemental Rescissions Conference Report-Agreement: By 61 yeas to 38 nays (Vote No. 203), Senate agreed to the conference report on H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, clearing the measure for the President.

Page 14447

Comprehensive Terrorism Prevention Act: Senate began consideration of S. 735, to prevent and punish acts

of terrorism, taking action on amendments proposed thereto, as follows:
Page 14523

Pending:

Hatch Amendment No. 1199, in the nature of a substitute.
Page 14523

Senate will continue consideration of the bill on Friday, May 26, 1995.

Appointments:

Advisory Committee on Records of Congress: The Chair announced, on behalf of the Republican Leader, pursuant to Public Law 101–509, his appointment of Dr. William L. Richter, of Kansas, to the Advisory Committee on the Records of Congress.
Page 14629

Advisory Committee on Records of Congress: The Chair announced, on behalf of the Secretary of the Senate, pursuant to Public Law 101–509, her appointment of Richard N. Smith, of California, to the Advisory Committee on the Records of Congress.
Page 14629

Authority for Committees: All committees were authorized to file executive and legislative reports during the recess/adjournment of the Senate on Wednesday, May 31, 1995, from 10 a.m. until 2 p.m.
Page 14627

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the state of small business; referred to the Committee on Small Business. (PM–53).
Page 14540

Nominations Confirmed: Senate confirmed the following nominations:

Ronna Lee Beck, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Linda Kay Davis, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Eric T. Washington, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Rose Ochi, of California, to be an Associate Director for National Drug Control Policy.

George K. McKinney, of Maryland, to be United States Marshal for the District of Maryland for the term of four years.

Bruce A. Morrison, of Connecticut, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2000.

J. Timothy O'Neill, of Virginia, to be a Director of the Federal Housing Finance Board for the remainder of the term expiring February 27, 1997.

G. Edward DeSeve, of Pennsylvania, to be Controller, Office of Federal Financial Management, Office of Management and Budget.

S. David Fineman, of Pennsylvania, to be a Governor of the United States Postal Service for the term expiring December 8, 2003.

Susan Y. Illston, of California, to be United States District Judge for the Northern District of California.

Inez Smith Reid, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years.

Mary Beck Briscoe, of Kansas, to be United States Circuit Judge for the Tenth Circuit.

John Garvan Murtha, of Vermont, to be United States District Judge for the District of Vermont.

George A. O'Toole, Jr., of Massachusetts, to be United States District Judge for the District of Massachusetts.

John W. Carlin, of Kansas, to be Archivist of the United States.

Robert F. Rider, of Delaware, to be a Governor of the United States Postal Service for the remainder of the term expiring December 8, 1995.

Patrick M. Ryan, of Oklahoma, to be United States Attorney for the Western District of Oklahoma for the term of four years.

71 Air Force nominations in the rank of general.

1 Army nomination in the rank of Vice Chief of Staff of the Army.

18 Army nominations in the rank of general.

4 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps.
Page 14630

Nominations Received: Senate received the following nominations:

Kenneth H. Bacon, of the District of Columbia, to be an Assistant Secretary of Defense.

Sheryl R. Marshall, of Massachusetts, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring October 11, 1998.

Peggy A. Nagae, of Oregon, to be a Member of the Board of Directors of the Civil Liberties Public Education Fund for a term of three years.
Page 14630

Messages From the President: Page 14540

Messages From the House: Page 14541

Executive Reports of Committees: Page 14542

Statements on Introduced Bills: Page 14543

Additional Cosponsors: Page 14574

Amendments Submitted: Page 14577

Notices of Hearings: Page 14618

Authority for Committees: Page 14618

Additional Statements: Page 14619

Record Votes: Thirty record votes were taken today. (Total—232)

Pages 14447, 14450, 14458, 14465, 14467, 14470, 14476, 14480, 14487, 14518

Recess: Senate convened at 9 a.m., and recessed at 8:32 p.m., until 10 a.m., on Friday, May 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 14630.)

Committee Meetings

1995 FARM BILL: FARM EXPORT PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Marketing, Inspection, and Product Promotion concluded hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on Federal farm export programs, after receiving testimony from Eugene Moos, Under Secretary of Agriculture for Farm and Foreign Agricultural Services; Daniel Amstutz, North American Export Grain Association, Washington, D.C., on behalf of the Coalition for a Competitive Food and Agricultural System; Dwayne Andreas, Archer Daniels Midland Company, Decatur, Illinois, on behalf of the Coalition to Promote United States Agricultural Exports; Dan Blackshear, Carolina Turkeys, Mt. Olive, North Carolina, on behalf of the National Turkey Federation; Rob Paarlberg, Wellesley College, Wellesley, Massachusetts; Philip Johnston, CARE, Atlanta, Georgia, on behalf of the Coalition for Food Aid; and Brad Fay, North Dakota Grain Growers, Bismarck, on behalf of the United States Wheat Associates and the United States Feed Grains Council.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Bruce A. Morrison, of Connecticut, and J. Timothy O'Neill, of Virginia, each to be a Director of the Federal Housing Finance Board.

AUTHORIZATION—U.S. TERRITORIES

Committee on Energy and Natural Resources: Committee concluded hearings on S. 638, authorizing funds for fiscal years 1996 through 2001 for project development programs of United States insular areas, after receiving testimony from Allen P. Stayman, Deputy Assistant Secretary of the Interior for Territorial and International Affairs; American Samoa Governor A.P. Lutali, and American Samoa Delegate Eni F.H. Faleomavaega, both of Pago Pago; Commonwealth of Northern Mariana Islands Resident Representative Juan N. Babauta; and Wendy L. Doromal, Daytona Beach, Florida, on behalf of the foreign contract workers of the Commonwealth of the Northern Mariana Islands.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Sudan, Donald K. Steinberg, of California, to be Ambassador to the Republic of Angola, Mosina H. Jordan, of New York, to be Ambassador to the Central African Republic, and Lannon Walker, of Maryland, to be Ambassador to the Republic of Cote D'Ivoire, after the nominees testified and answered questions in their own behalf.

NOMINATIONS

Committee on Governmental Affairs: Committee ordered favorably reported the nominations of Inez Smith Reid, to be an Associate Judge of the District of Columbia Court of Appeals, Ronna Lee Beck, Linda Kay Davis, and Eric T. Washington, each to be an Associate Judge of the Superior Court of the District of Columbia, Robert F. Rider, of Delaware, and S. David Fineman, of Pennsylvania, each to be a Governor of the United States Postal Service, G. Edward DeSeve, of Pennsylvania, to be Controller, Office of Federal Financial Management, Office of Management and Budget, and John W. Carlin, of Kansas, to be Archivist of the United States, National Archives and Records Administration.

CHILD PROTECTION REFORM

Committee on Labor and Human Resources: Subcommittee on Children and Families concluded hearings on proposed legislation authorizing funds for programs of the Child Abuse Prevention and Treatment Act, focusing on child protection reform measures, after receiving testimony from Richard Wexler, Pennsylvania State University, Beaver, on behalf of the National Coalition for Child Protection Reform; Betty S. Spivack, Hartford Hospital/University of Connecticut Health Center, Hartford; Michael W. Weber, St. Paul, Minnesota, on behalf of the Chapin Hall Center for Children at the University of Chicago; Carol L. Hopkins, San Diego, California; Thomas D. Morton, Child Welfare Institute, Atlanta, Georgia; and James B. Wade, Cabool, Missouri.

VOCATIONAL EDUCATION

Committee on Labor and Human Resources: Subcommittee on Education, Arts, and Humanities concluded hearings on proposed legislation authorizing funds for programs of the Carl D. Perkins Vocational and Applied Technology Act of 1990, focusing on the role of business in building a better workforce, after receiving testimony from Hedrick Smith, Johns Hopkins School of Advanced International Studies, Washington, D.C.; Carver C. Gayton, The Boeing Company, Seattle, Washington; Rebecca J. Taylor, Vocational Foundation, Inc., New York, New York; John Hamill, Fleet Bank of Massachusetts, Boston; Dave Adomyetz, Rogers Group, Inc., Nashville, Tennessee; and Earl Jaskol, J & J Flock Products, Easton, Pennsylvania, and Elizabeth Volard, Virginia Council on Economic

Education, Richmond, both on behalf of the National Council on Economic Education.

House of Representatives

Chamber Action

Bills Introduced: Thirty-one public bills, H.R. 1709–1739; one private bill, H.R. 1740; and seven resolutions, H.J. Res. 93, H. Con. Res. 72–73, and H. Res. 157–160 were introduced.

Page 1443

Reports Filed: One report was filed as follows: H. Res. 156, providing for further consideration of H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997 (H. Rept. 104–130).

Pages 14420, 14443

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Bonilla to act as Speaker pro tempore for today.

Page 14413

Medicare Select Program: House disagreed to the Senate amendment to H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States; and asked a conference. Appointed as conferees: Representatives Bliley, Bilirakis, Hastert, Archer, Thomas, Johnson of Connecticut, Dingell, Waxman, Gibbons, and Stark.

Page 14413

Rejected the Doggett motion that sought to instruct House conferees, when deciding on the extension period of the Medicare Select Program, to take into account the changes in Medicare increasing beneficiary cost-sharing and limiting the choice of health care providers that may be required to implement the budget resolution (rejected by a yea-and-nay vote of 197 yeas to 224 nays, Roll No. 355).

Page 14413

Legislative Program: The Majority Leader announced the legislative program for the week of June 5. Agreed to meet at noon on Wednesday June 7.

Page 14423

District Work Period: House agreed to H. Con. Res. 72, providing for an adjournment of the two Houses.

Page 14423

Committee Elections: House agreed to H. Res. 157, electing the following named Members to the following standing committees:

Committee on Government Reform and Oversight: Representative Hastert, to rank following Mr. Burton.

Committee on Resources: Mr. Ensign.

Committee on Small Business: Mr. LaTourette.

Committee on Commerce: Mr. Deal, to rank following Mr. Cox of California.

Page 14424

Calendar Wednesday: Agreed to dispense with Calendar Wednesday Business of June 7.

Page 14424

Presidential Message—Small Business: Read a message from the President wherein he transmits the second annual report on Small Business—referred to the Committee on Small Business.

Page 14424

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 14421.

Adjournment: Met at 10 a.m. and adjourned at 2:22 p.m.

Committee Meetings

FARM BILL—COTTON AND FEED GRAINS TITLES

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing on the 1995 Farm bill—Cotton and Feed Grains Titles. Testimony was heard from public witnesses.

MILK PRICING

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on the classified pricing for milk, the appropriate number of classes within the pricing system, replacement of the Minnesota-Wisconsin ("M-W") series, formulae to determine future prices for manufacturing and Class I milk, the continuation of state make allowances, the continuation or elimination of Class III-A pricing, and multiple component pricing. Testimony was heard from Lon S. Hatamiya, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

INTERNATIONAL FINANCIAL INSTITUTIONS AUTHORIZATION

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy approved for full Committee action amended H.R. 1667, IDA/ADB Authorization Act of 1995.

HOMESTEADING AND NEIGHBORHOOD RESTORATION ACT; APPROACHES TO HOMEOWNERSHIP OPPORTUNITIES

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity approved for full Committee action amended H.R. 1691, Homesteading and Neighborhood Restoration Act.

The Subcommittee also held a hearing on innovative approaches to homeownership opportunities, focusing on the efforts of Habitat for Humanity International. Testimony was heard from Speaker Gingrich; Henry G. Cisneros, Secretary of Housing and Urban Development; and Millard Fuller, founder and President, Habitat for Humanity International.

COMMUNICATIONS ACT

Committee on Commerce: Ordered reported amended H.R. 1555, Communications Act of 1995.

DRUGS AND BIOLOGICS—A CONSUMER'S PERSPECTIVE

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on A Consumer's Perspective on Drugs and Biologics. Testimony was heard from Janet Woodcock, Director, Center for Drug Evaluation and Research, FDA, Department of Health and Human Services; and public witnesses.

ADAMS FRUIT CO., VERSUS BARRETT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections held a hearing on *Adams Fruit Co., Inc.* v. *Barrett.* Testimony was heard from public witnesses.

FEDERAL ACQUISITION REFORM ACT

Committee on Government Reform and Oversight: and the Committee on National Security held a joint hearing on H.R. 1670, The Federal Acquisition Reform Act of 1995. Testimony was heard from the following officials of the GSA: Elizabeth Salih, Contracting Officer, Fort Worth, Texas; and Stephen Daniels, Chairman, General Services Board of Contract Appeals; the following officials of the Department of Defense: Col. John M. Case, USAF, Program Director, Maxwell Air Force Base, Montgomery, Alabama; and Capt. Barry Cohen, USN, Deputy to the Deputy Under Secretary, Acquisition Reform; Robert Murphy, General Counsel, GAO; and public witnesses.

FLAG DESECRATION

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

NATIONAL DEFENSE AUTHORIZATION

Committee on National Security: On May 24, the Committee ordered reported amended H.R. 1530, National Defense Authorization for fiscal year 1996.

NATIONAL WILDLIFE REFUGE IMPROVEMENT ACT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 1675, National Wildlife Refuge Improvement Act of 1995. Testimony was heard from Representatives Herger, Meehan and Cooley; Mollie Beattie, Director, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Resources: Endangered Species Act Task Force concluded oversight hearings on the Endangered Species Act. Testimony was heard from Speaker Gingrich; George T. Frampton, Jr., Assistant Secretary, Fish, Wildlife and Parks, Department of the Interior; Rolland Schmitten, Director, National Marine Fisheries Service, Department of Commerce; David G. Unger, Associate Chief, Forest Service, USDA; Thomas A. Kourlis, Commissioner of Agriculture, State of Colorado; and public witnesses.

AMERICAN OVERSEAS INTERESTS ACT

Committee on Rules: Granted, by a recorded vote of 7–3, a rule providing for the further consideration of amendments to H.R. 1561, Overseas Interests Act of 1995, for an additional period of 6 hours after the expiration of the initial 10-hour amendment process provided for in H. Res. 155.

The rule permits the consideration only of amendments printed in the CONGRESSIONAL RECORD by May 24, 1995, under the five-minute rule, pro forma amendments for debate purposes, amendments considered en bloc pursuant to section 2 of H. Res. 155 if printed in the RECORD by May 24th (and germane modifications thereof), and an amendment by the chairman of the International Relations Committee, after consultation with the ranking minority member, if otherwise in order, even though not printed in the CONGRESSIONAL RECORD.

SBA'S DISASTER ASSISTANCE LOAN PROGRAM

Committee on Small Business: Subcommittee on Government Programs held a hearing on the SBA's Disaster Assistance Loan Program. Testimony was heard from the following officials of the SBA: Jim Hammersley, Acting Deputy Associate Administrator, Office of Disaster Assistance; James Rivera, Senior Loan Officer; and Karen Lee, Deputy Inspector General; and Quirina Iannazzo, Administrative Program Manager, Emergency Management Agency, State of Massachusetts.

AMTRAK REFORM AND PRIVITIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Railroads approved for full Committee action the Amtrak Reform and Privitization Act of 1995.

SOCIAL SECURITY DISABILITY INSURANCE PROGRAM

Committee on Ways and Means: Subcommittee on Health concluded hearings to explore increasing and improving options for Medicare Beneficiaries, with emphasis on the Potential Role for Employers, Associations, and Medical Savings Accounts in the Medicare Program, with emphasis on the Potential Role for Employers, Associations, and Medical Savings Accounts in the Medicare Program. Testimony was heard from public witnesses.

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Friday, May 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 14654–14721

Measures Introduced: Twelve bills and two resolutions were introduced, as follows: S. 867–878, and S.J. Res. 35–36.

Page 14685

Measures Reported: Reports were made as follows:

S. 343, to reform the regulatory process, with amendments in the nature of a substitute. (S. Rept. No. 104–89)

S. 267, to establish a system of licensing, reporting, and regulation for vessels of the United States fishing on the high seas, with amendments. (S. Rept. No. 104–91)

Page 14685

Comprehensive Terrorism Prevention Act: Senate continued consideration of S. 735, to prevent and punish acts of terrorism, taking action on amendments proposed thereto, as follows:

Page 14654

Rejected:

Lieberman Amendment No. 1200 (to Amendment No. 1199), to revise existing authority for emergency wiretaps. (By 52 yeas to 28 nays (Vote No. 233), Senate tabled the amendment.)

Page 14669

Pending:

Hatch Amendment No. 1199, in the nature of a substitute.

Pages 14654, 14669

A unanimous-consent agreement was reached providing for further consideration of the bill, the pending amendment, and amendments to be proposed thereto on Monday, June 5, 1995.

Page 14678

Petitions: **Page 14682**

Executive Reports of Committees: **Page 14605**

Statements on Introduced Bills: **Page 14685**

Additional Cosponsors: **Page 14700**

Amendments Submitted: **Page 14700**

Notices of Hearings: **Page 14700**

Additional Statements: **Page 14701**

Record Votes: One record vote was taken today. (Total–233)

Page 14677

Adjournment: Senate convened at 10 a.m., and in accordance with the provisions of H. Con. Res. 72, adjourned at 2:20 p.m., until 10 a.m., on Monday, June 5, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 14721.)

Committee Meetings

APPROPRIATIONS—OTA/GAO

Committee on Appropriations: Subcommittee on Legislative Branch concluded hearings on proposed budget estimates for fiscal year 1996, after receiving testimony in behalf of the Office of Technology Assessment from Senators Hatch, Grassley, and Kennedy, each a Member of the Board, and Roger C. Herdman, Director, all of OTA; and in behalf of the General Accounting Office from Senator Glenn; and Charles A. Bowsher, Comptroller General of the United States, GAO.

SECURITIES LITIGATION REFORM

Committee on Banking, Housing, and Urban Affairs: On Thursday, May 25, committee ordered favorably reported, with an amendment in the nature of a substitute, S. 240, to establish a filing deadline and to provide certain safeguards to ensure that the interest of investors are well protected under the implied private action provisions of the Securities Exchange Act of 1934.

WELFARE REFORM

Committee on Finance: Committee ordered favorably reported, with an amendment in the nature of a substitute, H.R. 4, to control welfare spending and reduce welfare dependence by requiring States to encourage job placement measures, to provide for a job voucher program through the use of private profit and nonprofit organizations, to eliminate certain Federal requirements to give States additional flexibility in operating their Job Opportunities and Basic Skill Training Program (JOBS), and to establish a temporary family assistance grant under which States can provide assistance to needy families with minor children.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

The nomination of Henry W. Foster Jr., of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefor as provided by law and regulations, and to be Surgeon General of the Public Health Service, Department of Health and Human Services; and

S. 850, authorizing funds for programs of the Child Care and Development Block Grant Act.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 12 noon, Tuesday, June 6.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆

Monday, June 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 14722–14786

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 879–882, and S. Res. 128.

Page 14769

Measures Reported: Reports were made as follows:

Special Report of the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs on United States Government efforts to combat fraud and abuse in the insurance industry: Problems in Blue Cross/Blue Shield Plans in West Virginia, Maryland, Washington, D.C., New York, and Federal Contracts. (S.Rept. No. 104–93)

Page 14769

Comprehensive Terrorism Prevention Act: Senate resumed consideration of S. 735, to prevent and punish acts of terrorism, taking action on amendments proposed thereto, as follows:

Page 14727

Adopted:

(1) By a unanimous vote of 90 yeas (Vote No. 234), Feinstein Modified Amendment No. 1202 (to Amendment No. 1199), to authorize requirements for tagging of explosive materials.

Pages 14731, 14767

(2) Feinstein Modified Amendment No. 1209 (to Amendment No. 1199), to prohibit the distribution of information on the making of explosive materials with intent that such information will be used for a criminal purpose.

Page 14754

(3) Hatch (for Pressler) Amendment No. 1204 (to Amendment No. 1199), to designate the Federal building at 1314 LeMay Boulevard, Ellsworth Air Force Base, South Dakota, as the "Cartney Koch McRaven Child Development Center".

Pages 14738, 14767

Withdrawn:

Hatch (for Brown) Amendment No. 1207 (to Amendment No. 1199), to extend U.S. sanctions against Iran to all countries designated as "terrorist countries" by the Secretary of State.

Pages 14742, 14754, 14767

Pending:

(1) Hatch/Dole Amendment No. 1199, in the nature of a substitute.

Page 14727

(2) Hatch (for Smith) Amendment No. 1203 (to Amendment No. 1199), to make technical changes.

Page 14738

(3) Hatch (for Pressler) Amendment No. 1205 (To Amendment No. 1199), to establish Federal penalties for the production and distribution of false identification documents.

Page 14739

(4) Hatch (for Specter) Amendment No. 1206 (to Amendment No. 1199), to authorize assistance to foreign nations to procure explosives detection equipment.

Page 14740

A motion was entered to close further debate on Amendment No. 1199, listed above and, in accordance with the provisions of Rule XXII of the Standing rules of the Senate, a vote on the cloture motion will occur on Wednesday, June 7.

Page 14728

Senate will continue consideration of the bill on Tuesday, June 6.

Extended Use of Medicare Selected Policies—Conferees: Senate insisted on its amendment to H.R. 483, to amend title XVIII of the Social Security Act to permit medicare select policies to be offered in all States, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Packwood, Dole, and Moynihan.

Page 14769

Nominations Received: Senate received the following nominations:

Tracey D. Conwell, of Texas, to be a Member of the National Museum Services Board for a term expiring December 6, 1996.

Albert James Dwoskin, of Virginia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1998.

David L. Hobbs, of California, to be Ambassador to the Co-operative Republic of Guyana.

William J. Hughes, of New Jersey, to be Ambassador to the Republic of Panama.

1 Marine Corps nomination in the rank of general.

Routine lists in the Air Force and Navy.

Page 14783

Measures Placed on Calendar: Page 14769

Executive Reports of Committees: Page 14769

Statements on Introduced Bills: Page 14769

Additional Cosponsors: Page 14775

Amendments Submitted: Page 14776

Notices of Hearings: Page 14778

Additional Statements: Page 14778

Record Votes: One record vote was taken today. (Total—234)

Page 14767

Recess: Senate convened at 10 a.m., and recessed at 6:58 p.m., until 9:15 a.m., on Tuesday, June 6, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 14783.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon Tuesday, June 6.

Committee Meetings

No committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through May 31, 1995

	Senate	*House*	*Total*
Days in session	88	73	..
Time in session	755 hrs., 32′	639 hrs., 54′	..
Congressional Record:			
Pages of proceedings	7,649	5,609	..
Extensions of Remarks	..	1,152	..
Public bills enacted into law	7	6	13
Private bills enacted into law	..	..	..
Bills in conference	5	2	..
Measures passed, total	124	152	276
Senate bills	20	9	..
House bills	12	54	..
Senate joint resolutions	1	..	..
House joint resolutions	0	2	..
Senate concurrent resolutions	0	..	..
House concurrent resolutions	10	13	..
Simple resolutions	81	74	..
Measures reported, total	*106	*125	231
Senate bills	72	..	..
House bills	7	70	..
Senate joint resolutions	2	..	..
House joint resolutions	2	3	..
Senate concurrent resolutions	3	..	..
House concurrent resolutions	0	2	..
Simple resolutions	20	50	..
Special reports	9	..	..
Conference reports	0	5	..
Measures pending on calendar	87	14	..
Measures introduced, total	1,057	2,066	3,123
Bills	878	1,740	..
Joint resolutions	36	93	..
Concurrent resolutions	16	73	..
Simple resolutions	127	160	..
Quorum calls	2	9	..
Yea-and-nay votes	233	92	..
Recorded votes	..	254	..
Bills vetoed	0	0	..
Vetoes overridden	0	0	..

*These figures include all measures reported, even if there was no accompanying report. A total of 91 reports has been filed in the Senate; a total of 130 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through May 31, 1995

Civilian nominations, totaling 216, disposed of as follows:

Confirmed	111
Unconfirmed	104
Withdrawn	1

Civilian nominations (FS, PHS, CG, NOAA), totaling 805, disposed of as follows:

Confirmed	697
Unconfirmed	108

Air Force nominations, totaling 9,987, disposed of as follows:

Confirmed	9,945
Unconfirmed	42

Army nominations, totaling 7,597, disposed of as follows:

Confirmed	7,093
Unconfirmed	504

Navy nominations, totaling 5,857, disposed of as follows:

Confirmed	3,053
Unconfirmed	2,804

Marine Corps nominations, totaling 2,556, disposed of as follows:

Confirmed	1,788
Unconfirmed	768

Summary

Total nominations received	27,018
Total confirmed	22,687
Total unconfirmed	4,330
Total withdrawn	1

Tuesday, June 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 14787–15015

Measures Introduced: Five bills were introduced, as follows: S. 883–887.

Page 14980

Measures Reported: Reports were made as follows:

S. 555, to amend the Public Health Service Act to consolidate and reauthorize health professions and minority and disadvantaged health education programs, with an amendment in the nature of a substitute. (S. Rept. No. 104–93)

Page 14980

Comprehensive Terrorism Prevention Act: Senate resumed consideration of S. 735, to prevent and punish acts of terrorism, taking action on amendments proposed thereto, as follows:

Pages 14919, 14955

Adopted:

(1) Boxer Amendment No. 1214 (to Amendment No. 1199), to increase the periods of limitation for violations of the National Firearms Act.

Pages 14920, 14936

(2) Kerrey Amendment No. 1208 (to Amendment No. 1199), to authorize funding for the Bureau of Alcohol, Tobacco and Firearms to augment counter-terrorism efforts, and for the activities of the United States Secret Service to augment White House security and expand Presidential protection activities.

Pages 14936, 14955

(3) Hatch Amendment No. 1233, to ensure foreign air carrier security.

Pages 14955, 14978

(4) Hatch (for Leahy) Modified Amendment No. 1247 (to Amendment No. 1199), to give the President authority to waive the prohibition on assistance to countries that aid terrorists.

Page 14957

(5) By 77 yeas to 19 nays (Vote No. 236), Lieberman Amendment No. 1215 (to Amendment No. 1199), to provide for revisions of existing authority for multipoint wiretaps.

Pages 14958, 14976

(6) Coverdell Modified Amendment No. 1210 (to Amendment No. 1199), to provide that voter registration cards may not be used as proof of citizenship.

Page 14960

(7) Biden (for Heflin/Shelby) Amendment No. 1230 (to Amendment No. 1199), to ensure the cooperation of fertilizer research centers in preparing studies.

Page 141961

(8) Biden (for Heflin) Amendment No. 1241 (to Amendment No. 1199), to amend the Solid Waste Disposal Act to list the nerve gases sarin and VX as a hazardous waste.

Page 14961

(9) McCain/Leahy Amendment No. 1240 (to Amendment No. 1199), to increase the special assessment for felonies and extend the period of obligation.

Pages 14934, 14961

(10) Leahy Amendment No. 1238 (to Amendment No. 1199), to provide assistance and compensation for United States victims of terrorist acts.

Pages 14932, 14961

(11) Hatch (for Specter) Modified Amendment No. 1206 (to Amendment No. 1199), to authorize assistance to foreign nations to procure explosives detection equipment.

Page 14961

(12) Levin Amendment No. 1243 (to Amendment No. 1199), to amend the penalty provisions for the use of explosives or arson crimes.

Page 14963

(13) By 81 yeas to 15 nays (Vote No. 235), Specter/Simon/Kennedy Amendment No. 1250 (to Amendment No. 1199), to ensure due process in deportation proceedings.

Pages 14964, 14968, 14976

(14) Biden (for Kennedy) Amendment No. 1218 (to Amendment No. 1199), to require the same procedures for the use of secret evidence in normal deportation proceedings as are accorded to suspected alien terrorists.

Page 14969

(15) Biden (for Feinstein) Amendment No. 1225 (to Amendment No. 1199), to establish a prohibition on assistance under the Arms Export Control Act for countries not cooperating fully with United States antiterrorism efforts.

Page 14969

(16) Nunn/Thurmond/Biden/Warner Amendment No. 1251 (to Amendment No. 1199), to authorize the Attorney General to request, and the Secretary of Defense to provide, Department of Defense assistance for the Attorney General in emergency situations involving biological or chemical weapons of mass destruction.

Withdrawn:

(1) Hatch (for Pressler) Amendment No. 1205 (To Amendment No. 1199), to establish Federal penalties for the production and distribution of false identification documents.

Page 14957

(2) Hatch (for Smith) Amendment No. 1203 (to Amendment No. 1199), to make technical changes.

Page 14963

(3) Hatch (for Brown) Amendment No. 1229 (to Amendment No. 1199), to express the sense of Congress

concerning officials of organizations that refuse to renounce the use of violence.

Pages 14930, 14971

(4) Hatch (for Abraham) Amendment No. 1228 (to Amendment No. 1199), to clarify the procedures for deporting terrorist aliens.

Pages 14919, 14979

Pending:

Hatch/Dole Amendment No. 1199, in the nature of a substitute.

Page 14919

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Wednesday, June 7, 1995.

Page 14979

Subsequently, the vote on a motion to close further debate on Amendment No. 1199, listed above, scheduled for Wednesday, June 7, 1995, was vitiated.

Page 14979

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report on the activities of the United States Government departments and agencies relating to the prevention of nuclear proliferation; referred to the Committee on Foreign Relations. (PM–54).

Page 14980

Nominations Received: Senate received the following nominations:

C. Richard Allen, of Maryland, to be a Managing Director of the Corporation for National and Community Service.

Chris Evert, of Florida, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term of three years.

Christine Hernandez, of Texas, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term of two years.

1 Air Force nomination in the rank of general.

Page 15004

Messages From the President: **Page 14980**

Messages From the House: **Page 14980**

Communications: **Page 14980**

Statements on Introduced Bills: **Page 14981**

Additional Cosponsors: **Page 14990**

Amendments Submitted: **Page 14991**

Authority for Committees: **Page 15002**

Additional Statements: **Page 15003**

Record Votes: Two record votes were taken today. (Total—236)

Page 14976

Recess: Senate convened at 9:15 a.m., and recessed at 10:35 p.m., until 9:30 a.m., on Wednesday, June 7, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 15004.)

Committee Meetings

1995 FARM BILL: RESOURCE CONSERVATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Forestry, Conservation, and Rural Revitalization concluded hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on the natural resources conservation provisions, including a related measure S. 854, after receiving testimony from Richard E. Rominger, Deputy Secretary of Agriculture; Ross Hansen, Genoa, Colorado, on behalf of the National Association of Wheat Growers; Bob Drake, Davis, Oklahoma, on behalf of the National Cattlemen's Association; Howard Schmid, North Dakota Farm Bureau, Oberon, on behalf of the American Farm Bureau Federation; Dallin Reese, Burley, Idaho, on behalf of the Northwest Farmers Union and the National Farmers Union; James R. Moseley, Purdue University, Lafayette, Indiana, on behalf of the National Association of State Departments of Agriculture; Gary Mast, Ohio Federation of Soil and Water Conservation Districts, Millersburg, on behalf of the National Association of Conservation Districts; Maureen Kuwano Hinkle, National Audubon Society, Washington, D.C.; Aggie Helle, Dillon, Montana, on behalf of the Grazing Lands Conservation Initiative Steering Committee; and Buddy Williams, Nashville Department of Water and Sewerage Services, Nashville, Tennessee, on behalf of the Association of Metropolitan Water Agencies.

INTELLIGENCE PROGRAMS

Committee on Appropriations: Subcommittee on Defense met in closed session to receive a briefing on intelligence programs from John M. Deutch, Director, Central Intelligence Agency.

Subcommittee recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1996 for the Department of the Interior, after receiving testimony from Bruce Babbitt, Secretary of the Interior.

ELECTRIC UTILITY PURCHASE MANDATE

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Regulation concluded hearings on S. 708, to repeal section 210 of the Public Utility Regulatory Policies Act of 1978 which requires the Federal Energy Regulatory Commission to prescribe rules that require electric utilities to purchase electric energy from qualifying cogeneration and small power production facilities at avoided cost rates, after receiving testimony 'rom Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, and Susan F. Tierney, Assistant Secretary for Policy, both of the Department of Energy; Robert Anderson, Montana Public Service Commission, Helena, Robert W. Gee, Texas Public Utilities Commission, Austin, and Cody L. Graves, Corporation Commission of Oklahoma, Oklahoma City, all on behalf of the National Association of Regulatory Utility Commissioners; Irwin A. Popowsky, Pennsylvania Office of Consumer Advocate, Harrisburg; Albert J. Budney, Jr., Niagara Mohawk Power Corporation, Syracuse, New York; Joseph P. Kearney, U.S. Generating Company, Bethesda, Maryland, on behalf of the National Independent Energy Producers and the Electric Generation Association; W. Henson Moore, American Forest and Paper Association, Washington, D.C.; Alan J. Noia, Allegheny Power System, Inc., New York, New York; James R. Niehaus, Oxy, U.S.A., Inc., Tulsa, Oklahoma, on behalf of the Natural Gas Supply Association; David L. Sokol, California Energy Company, Inc., Omaha, Nebraska, on behalf of the Geothermal Energy Association; and Edwin A. Guiles, San Diego, California, on behalf of the San Diego Gas and Electric Company and the Edison Electric Institute.

CONSUMER PRICE INDEX

Committee on Finance: Committee resumed hearings to examine the use of the Consumer Price Index as an indicator of inflation and changes in the cost of living, receiving testimony from Michael J. Boskin, Stanford University, Stanford, California; Ellen R. Dulberger, IBM Global I/T Services, White Plains, New York; Zvi Griliches, Harvard University, Cambridge, Massachusetts; Janet L. Norwood, Urban Institute, Washington, D.C.; and Robert A. Pollak, University of Washington, Seattle.

Hearings were recessed subject to call.

FEDERAL INSURANCE TRUST FUNDS

Committee on Finance: Committee resumed hearings on the 1995 Annual Reports of the Board of Trustees of the Federal Hospital Insurance and Supplementary Medical Insurance Trust Funds, receiving testimony from Robert E. Rubin, Secretary of the Treasury; and Robert B. Reich, Secretary of Labor.

Hearings were recessed subject to call.

HONG KONG

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine United States' interests in the future economic and political stability of Hong Kong after it reverts to the jurisdiction of the People's Republic of China on July 1, 1997, after receiving testimony from Winston Lord, Assistant Secretary of State for East Asian and Pacific Affairs; and Richard Thornburgh, Kirkpatrick & Lockhart, former Attorney General of the United States, James R. Lilley, American Enterprise Institute, former Ambassador to the People's Republic of China, Gerrit W. Gong, Center for Strategic and International Studies, and Thomas A. Boasberg, Covington & Burling, all of Washington, D.C.; Gerald L. Murdock, Asia Power Group, Ltd., Hong Kong, on behalf of the American Chamber of Commerce in Hong Kong; and Andrew Au, Gaithersburg, Maryland, on behalf of the Alliance of Hong Kong Chinese in the United States.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Carlos K. Lucero, of Colorado, to be United States Circuit Judge for the Tenth Circuit, Nancy Friedman Atlas, to be United States District Judge for the Southern District of Texas, Wiley Y. Daniel, to be United States District Judge for the District of Colorado, Donald C. Nugent, to be United States District Judge for the Northern District of Ohio, and Andrew Fois, of New York, to be Assistant Attorney General for the Office of Legislative Affairs, Department of Justice, after the nominees testified and answered questions in their own behalf. Messrs. Lucero and Daniel were introduced by Senators Brown and Campbell, and Representative Skaggs, Ms. Atlas was introduced by Senator Hutchison, Mr. Nugent was introduced by Senators DeWine and Glenn, and Mr. Fois was introduced by District of Columbia Delegate Eleanor Holmes Norton.

FLAG DESECRATION

Committee on the Judiciary: Subcommittee on Constitution, Federalism, and Property Rights concluded hearings on S.J. Res. 31, proposing an amendment to the Constitution of the United States to grant Congress and the States the power to prohibit the physical desecration of the flag of the United States, after receiving testimony from Senators Kerrey and Heflin; Walter Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; William Detweiler, American Legion, Indianapolis, Indiana; Joseph R. Pinon, City of Miami Beach, Miami Beach, Florida; Stephen B. Presser, Northwestern University School of Law, and Cass R. Sunstein, University of Chicago School of Law, both of Chicago, Illinois; Charles Cooper, Shaw, Pittman, Potts and Trowbridge, Washington, D.C.; Richard D. Parker, Harvard University School of Law, Cambridge, Massachusetts; Gene Nichol, University of Colorado School of Law, Boulder; Rose Lee, Arlington, Virginia, on behalf of the Gold Star Wives of America, Inc.; and Bruce Fein, Great Falls, Virginia.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 1741–1752; and 1 resolution, H. Res. 161, were introduced. **Page 14798**

Reports Filed: Reports were filed as follows:

H.R. 1141, to amend the Act popularly known as the "Sikes Act" to enhance fish and wildlife conservation and natural resources management programs, amended (H. Rept. 104–107, Part 2, filed on June 1);

H.R. 1323, to reduce risk to public safety and the environment associated with pipeline transportation of natural gas and hazardous liquids, amended (H. Rept. 104–110, Part 2, filed on June 1); and

H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996, amended (H. Rept. 104–131).

Page 14798

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the first calendar quarter of 1995, and reports for the fourth calendar quarter of 1994 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the CONGRESSIONAL RECORD.

Page 14800

Coast Guard Academy: The Speaker appointed Representatives Johnson of Connecticut and Gejdenson as members of the Board of Visitors to the United States Coast Guard Academy on the part of the House.

Page 14790

Senate Messages: Messages received from the Senate today appear on page 14787.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:22 p.m.

Committee Meetings

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the Future of Alternative Fuels. Testimony was heard from William White, Deputy Secretary, Department of Energy; Allan Beres, Assistant Commissioner, Transportation and Property Management, GSA; Jim Anselmi, Manager, Central Automotive Division, Port Authority of New York and New Jersey; and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance and the Subcommittee on Commerce, Trade, and Hazardous Materials held a joint hearing on H.R. 1061, Financial Services Competitiveness Act of 1995. Testimony was heard from Arthur Levitt, Jr., Chairman, SEC; Julie Williams, Chief Counsel, Office of the Comptroller of the Currency, Department of the Treasury; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Helfer, Chairman, FDIC, Elizabeth Randall, Commissioner of Banking, State of New Jersey; and public witnesses.

Hearings continue June 8.

CORPORATE STRUCTURE FOR GOVERNMENT FUNCTIONS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Corporate Structure for Government Functions. Testimony was heard from Roger W. Johnson, Administrator, GSA; the following officials of the Bonneville Power Administration, Department of Energy: Jack Robertson, Deputy Administrator; and Paul Majkut, General Counsel; Donald H. Rumsfeld, former Secretary of Defense; and public witnesses.

OVERSIGHT—CALIFORNIA SPOTTED OWL RECOVERY PLAN

Committee on Resources: Subcommittee on National Parks, Forests and lands held an oversight hearing on California Spotted Owl Recovery Plan on Forest Service lands in California. Testimony was heard from Representatives Herger and Fazio; David G. Unger, Associate Chief, Forest Service, USDA; and public witnesses.

FEDERAL INCOME TAX REPLACEMENT

Committee on Ways and Means: Held a hearing on Replacing the Federal Income Tax. Tesimony was heard from Jennie S. Stathis, Director, Tax Policy and Administration Issues, GAO; and public witnesses.

Hearings continue tomorrow.

Joint Meetings

GPO

Joint Committee on Printing: Committee concluded oversight hearings to review activities of the Government Printing Office, focusing on cost savings and new information services, after receiving testimony from Michael F. DiMario, Public Printer, Government Printing Office.

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Wednesday, June 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 15016–15263

Measures Introduced: Six bills were introduced, as follows: S. 888–893.

Page 15137

Measures Passed:

Comprehensive Terrorism Prevention Act: By 91 yeas to 8 nays (Vote No. 242), Senate passed S. 735, to prevent and punish acts of terrorism, after taking action on further amendments proposed thereto, as follows:

Page 15018

Adopted:

(1) Hatch/Dole Amendment No. 1199, in the nature of a substitute.

Page 15073

(2) Hatch Amendment No. 1252, to provide that counsel must be provided in Capital trials and habeas cases.

Page 15032

(3) Hatch/Biden Amendment No. 1254, to make technical and conforming corrections.

Page 15066

Rejected:

(1) Biden Amendment No. 1217 (to Amendment No. 1199), with respect to deleting habeas corpus for state prisoners. (By 67 yeas to 28 nays (Vote No. 237), Senate tabled the amendment.)

Page 15020

(2) Biden Amendment No. 1253 (to Amendment No. 1199), to allow the court appointed defense attorney to meet with the judge without the prosecutor being present to request funding for an investigator. (By 65 yeas to 34 nays (Vote No. 238), Senate tabled the amendment.)

Pages 15032, 15065

(3) Levin Modified Amendment No. 1245 (to Amendment No. 1199), to retain an avenue for appeal in the case of prisoners who can demonstrate actual innocence. (By 62 yeas to 37 nays (Vote No. 239), Senate tabled the amendment.)

Pages 15039, 15065

(4) By 38 yeas to 61 nays (Vote No. 240), Kyl Amendment No. 1211 (to Amendment No. 1199), to improve habeas corpus reform by ensuring that a case in State courts can be reviewed in the State court system by providing adequate and effective remedies.

Pages 15044, 15066

(5) Biden Amendment No. 1224 (to Amendment No. 1199), with respect to deleting the rule of deference for habeas corpus. (By 53 yeas to 46 nays (Vote No. 241), Senate tabled the amendment.)

Page 15056

Withdrawn:

Biden Amendment No. 1226 (to Amendment No. 1199), with respect to requiring counsel for Federal habeas proceedings.

Page 15025

Adoption Vitiated:

By unanimous consent, adoption of Biden (for Heflin) Amendment No. 1241 (to Amendment No. 1199), to amend the Solid Waste Disposal Act to list the nerve gases sarin and VX as hazardous waste, agreed to on Tuesday, June 6, was vitiated.

Page 15065

Telecommunications Competition/Deregulation Act: Senate began consideration of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, taking action on amendments proposed thereto, as follows:

Page 15099

Adopted:

(1) Stevens Amendment No. 1256, to extend the authority of the Federal Communications Commission to use auctions for the allocation of radio spectrum frequencies for commercial use, and provide for private sector reimbursement of Federal governmental user costs to vacate commercially valuable spectrum.

Pages 15120, 15124

(2) Pressler Amendment No. 1257 (to Amendment No. 1256), to provide for broadcast auxiliary spectrum relocation.

Page 15124

Pending:

(1) Dole Amendment No. 1255, to provide additional deregulation of telecommunications services, including rural and small cable TV systems.

Page 15117

(2) Pressler/Hollings Amendment No. 1258, to make certain technical corrections.

Page 15127

Senate will continue consideration of the bill and amendments to be proposed thereto, on Thursday, June 8.

Congressional Budget—Conferees: Pursuant to the order of Thursday, May 25, 1995, the Chair appointed conferees on the part of the Senate on H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, as follows: Senators Domenici, Grassley, Nickles, Lott, Brown, Gorton, Gregg, Exon, Hollings, Johnston, Lautenberg, and Simon.

Page 15157

Nominations Received: Senate received the following nominations:

John Joseph Callahan, of Massachusetts, to be an Assistant Secretary of Health and Human Services.

Stephen G. Kellison, of Texas, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years.

Stephen G. Kellison, of Texas, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years.

Marilyn Moon, of Maryland, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years.

Marilyn Moon, of Maryland, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years.

Page 15159

Petitions: **Page 15131**

Statements on Introduced Bills: **Page 15137**

Additional Cosponsors: **Page 15143**

Amendments Submitted: **Page 15144**

Authority for Committees: **Page 15152**

Additional Statements: **Page 15152**

Record Votes: Six record votes were taken today. (Total–242)

Pages 15023, 15065, 15066, 15074

Recess: Senate convened at 9:30 a.m., and recessed at 9:42 p.m., until 9:30 a.m., on Thursday, June 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 15158.)

Committee Meetings

APPROPRIATIONS—NATIONAL AND COMMUNITY SERVICE/SELECTIVE SERVICE

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings on proposed budget estimates for fiscal year 1996, after receiving testimony in behalf of funds for their respective activities from Eli J. Segal, Chief Executive Officer, Corporation for National and Community Service; and Gil Coronado, Director, Selective Service System.

BOSNIA

Committee on Armed Services: Committee held hearings to examine recent developments in Bosnia and changes in United States policy toward the conflict in the region, receiving testimony from William J. Perry, Secretary of Defense; and Gen. John M. Shalikashvili, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Martin Neil Baily, of Maryland, to be a Member of the Council of Economic Advisers, John D. Hawke Jr., of New York, to be Under Secretary of the Treasury for Domestic Finance, Charles L. Marinaccio, of the District of Columbia, Deborah Dudley Branson, of Texas, Marianne C. Spraggins, of New York, and Albert J. Dwoskin, of Virginia, each to be a Director of the Securities Investor Protection Corporation, Steve M. Hays, of Tennessee, to be a Member of the Board of Directors of the National Institute of Building Sciences, and Sheila Anne Smith, of Illinois, to be a Member of the Board of Directors of the National Consumer Cooperative Bank, after the nominees testified and answered questions in their own behalf. Mr. Baily was introduced by Senator Sarbanes, Mr. Marinaccio was introduced by Representative LaFalce, Ms. Branson was introduced by Senators Bumpers and Moseley-Braun, Ms. Spraggins was introduced by Senator Moseley-Braun, Mr. Hays was introduced by Senator Frist, and Ms. Smith was introduced by Senators Simon and Moseley-Braun.

Also, committee concluded hearings on the nomination of Tony Scallon, of Minnesota, to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

NATIONAL ENVIRONMENTAL POLICY ACT

Committee on Energy and Natural Resources: Subcommittee on Oversight and Investigations concluded hearings to review how the Departments of Energy and Interior and the U.S. Forest Service are implementing the requirements of the National Environmental Policy Act of 1969 (P.L. 91–190), focusing on problems associated with Environmental Impact Statements, after receiving testimony from Jack Ward Thomas, Chief, Forest Service, Department of Agriculture; John D. Leshy, Solicitor, Department of the Interior; Robert R. Nordhaus, General Counsel, Department of Energy; David V. Garber, Big Horn Forest Grazing Permittees Association, Big Horn, Wyoming; Steve Silver, Robertson, Monagle and Eastaugh, Juneau, Alaska; Robert S. Lynch, Colorado River Energy Distributors Association, Salt Lake City, Utah; and Robert Dreher, Sierra Club Legal Defense Fund, Washington, D.C.

SMALL BUSINESS TAX INCENTIVES

Committee on Finance: Committee held hearings on issues relating to small business tax incentives, focusing on proposals to modify estate and gift taxation and expensing of equipment for small businesses under section 179 of the Internal Revenue Code of 1986, including H.R. 1215, S. 105, S. 628, S. 867, S. 161, and S. 692, receiving testimony from Cynthia G. Beerbower, Deputy Assistant Secretary of the Treasury for Tax Policy; Douglas Holtz-Eakin, Syracuse University, Syracuse, New York, on behalf of the National Bureau of Economic Research; Guy B. Maxfield, New York University Law School, New York; Edward J. McCaffrey, University of Southern California, Los Angeles; and Richard W. Rahn, Business Leadership Council, Washington, D.C.

Hearings were recessed subject to call.

AUTHORIZATION—FOREIGN ASSISTANCE

Committee on Foreign Relations: Committee ordered favorably reported an original bill to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997.

GOVERNMENT PROGRAM STRUCTURING

Committee on Governmental Affairs: Committee held hearings to examine potential duplication, overlap and fragmentation in Federal Government programs, receiving testimony from Susan J. Irving, Associate Director, and Michael J. Curro, Assistant Director, both for Budget Issues, Accounting and Information Management Division, General Accounting Office; William E. Davis III, Executive Director, Advisory Commission on Intergovernmental Relations; and Janet L. Norwood and Thomas H. Stanton, both of Washington, D.C.

Hearings were recessed subject to call.

JUVENILE CRIME

Committee on the Judiciary: Subcommittee on Youth Violence concluded hearings to examine how welfare dependence and illegitimacy contribute to juvenile crime and violence, after receiving testimony from J.T. Marlin, Chattanooga Police Department, Hixson, Tennessee; Patrick F. Fagan, The Heritage Foundation, James Wootton, Safe Streets Alliance, Michael Tanner, CATO Institute, and Robert L. Maginnis, Family Research Council, all of Washington, D.C.; Donald Bersoff, Medical College of Pennsylvania and Villanova University, Villanova, Pennsylvania; and M. Anne Hill, City University of New York, New York.

House of Representatives

Chamber Action

Bills Introduced: 33 public bills, H.R. 1753–1785; and 2 resolutions, H. Res. 162–163, were introduced. **Page 15226**

Reports Filed: Reports were filled as follows:

S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner (H. Rept. 104–132);

H.R. 260, to provide for the development of a plan and a management review of the National Park System and to reform the process by which areas are considered for addition to the National Park System, amended (H. Rept. 104–133); and

H.R. 1070, to designate the reservoir created by Trinity Dam in the Central Valley project, California, as "Trinity Lake" (H. Rept. 104–134). **Page 15226**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Riggs to act as Speaker pro tempore for today. **Page 15160**

Presidential Message—Nuclear Proliferation: Read a message from the President wherein he transmits a report on the activities of United States Government departments and agencies relating to the prevention of nuclear proliferation—referred to the Committee on International Relations. **Page 15166**

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the five minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, Judiciary, National Security, and Science. **Page 15167**

Corning Fish Hatchery: House passed H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas. **Page 15171**

Agreed to the committee amendment. **Page 15173**

Rejected the Miller of California amendment that sought to require the State of Arkansas to pay the Federal Government the fair market value of the property at the time ownership of the hatchery is transferred (rejected by a recorded vote of 96 ayes to 315 noes, Roll No. 356). **Page 15173**

Fairport Fish Hatchery: House passed H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa. **Page 15175**

Rejected the Miller of California amendment that sought to require the State of Iowa to pay the Federal Government the fair market value of the property at the time ownership of the hatchery is transferred. **Page 15179**

New London Fish Hatchery: House passed H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility. **Page 15181**

Agreed to the committee amendment. **Page 15182**

American Overseas Interests Act: House continued consideration of H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997; but came to no resolution thereon. Consideration of amendments will resume on Thursday, June 8. **Page 15182**

Agreed to the Gilman en bloc amendment, as modified, that permits the Central Asian Enterprise Fund to establish citizen advisory councils; strikes approximately $500 million in funding for specifically earmarked programs; establishes foreign aid reporting requirements; authorizes the return and exchange of defense articles previously transferred pursuant to the Arms Export Control

Act; makes permanent the Nuclear Nonproliferation Prevention Act; expresses the sense of the Congress regarding Syrain occupation of Lebanon; prohibits foreign assistance to foreign governments not implementing extradition treaties; expresses the sense of Congress that the President should impose economic sanctions on foreign entities or persons that trade with Iran; expresses the sense of Congress regarding the conflict in Chechnya; permits the President to grant a waiver of the current prohibition on foreign assistance for Laos if he determines that the Government of Laos is fully cooperating on all outstanding POW/MIA cases involving Laos; requires the Secretary of State to report on the impact of United States trade and business as a result of foreign policy; expresses the sense of Congress that one delegate to the Fourth World Conference on Women should represent Tibetan women; requires the President to submit to the Congress an annual military assistance report; establishes restrictions on assistance for Guatemala; prohibits any assistance to Mauritania unless appropriate action is taken to eliminate Chattel slavery; increases the fiscal year 1997 authorization for the International Water Boundary Commission from $12.5 million to $22 million; expresses the sense of Congress that after the year 2000, the United States be able to maintain the security of the Panama Canal and its regular operation, consistent with the Panama Canal Treaty; restores $20 million annually to the Development Fund for Africa; requires the State Department to give equal treatment to employees of AID, USIA, and ACDA when competing for jobs related to a reduction in force; exempts South Africa from provisions canceling certain housing guarantees; expresses the sense of Congress that the President should encourage other nations to end the practice of female genital mutilation; and requires recipient countries of United States monetary aid to purchase American-made goods;

Page 15183

Rejected:

The Hyde amendment that sought to repeal the War Powers Resolution; and require the President to consult with the Congress in most cases before committing United States forces to imminent hostilities (rejected by a recorded vote of 201 ayes to 217 noes, Roll No. 359); and

Page 15191

The Ackerman amendment that sought to require the Congressional Budget Office and the Office of Management and Budget to conduct a cost-benefit analysis of the proposed abolishment of AID, ACDA, and USIA before those agencies could be abolished and their functions consolidated into the State Department (rejected by a recorded vote of 177 ayes to 233 noes, Roll No. 360).

Page 15210

H. Res. 156, the rule providing for the further consideration of the bill, was agreed to earlier by a yea-and-nay vote of 252 yeas to 168 nays, Roll No. 357.

Pages 15167, 15182

Presidential Veto Message: Received and read a message from the President wherein he announced his veto of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995; and explained his reasons therefor—referred to the Committee on Appropriations and ordered printed (H. Doc. No. 104–83).

Page 15219

Quorum Calls—Votes: One quorum call (Roll No. 358), one yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 15175, 15183, 15206, 15209, 15216.

Adjournment: Met at noon and adjourned at 9:19 p.m.

Committee Meetings

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction approved for full Committee action the military construction appropriations for fiscal year 1996.

HUD'S TAKEOVER—CHICAGO HOUSING AUTHORITY

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on HUD's Takeover of Chicago Housing Authority. Testimony was heard from the following officials of the Department of Housing and Urban Development: Henry G. Cisneros, Secretary; Joseph Schuldiner, Assistant Secretary, Public and Indian Housing; and Susan Gaffney, Inspector General; Judy England-Joseph, Director, Housing and Community Development Issues, GAO; and a public witness.

FOOD QUALITY PROTECTION ACT

Committee on Commerce: Subcommittee on Health and Environment held a hearing on H.R. 1627, Food Quality Protection Act of 1995. Testimony was heard from Lynn Goldman, Assistant Administrator, Office of Prevention, Pesticides, and Toxic Substances, EPA; William Schultz, Deputy Commissioner, Policy, FDA, Department of Health and Human Services; Lawrence Elworth, Special Assistant, Pesticide Policy, USDA; and public witnesses.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the Implementation and Enforcement of the Clean Air Act Amendments of 1990, with emphasis on Title II, the Refomulated Gasoline Program. Testimony was heard from Mary D. Nichols, Assistant Administrator, Air and Radiation, EPA; John A. Riggs, Deputy Assistant Secretary, Policy, Planning, and Program Evaluation, Department of Energy; and public witnesses.

DEPARTMENTAL REORGANIZATION

Committee on Economic and Educational Opportunities: Held a hearing on Departmental Reorganization. Testimony was heard from Representatives Gunderson and Boehner; the following officials of the Congressional Research Service, Library of Congress: Wayne C. Riddle, Specialist in Education Finance, Education and Public Welfare Division; William Whittaker, Specialist, Economics Division; and Leslie Gladstone, Specialist, Government Division; and a public witness.

COMBINED FEDERAL CAMPAIGN: LAWYERS, LOBBYISTS VS. PEOPLE IN NEED?

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on the Combined Federal Campaign: Lawyers, Lobbyists vs. People in Need? Testimony was heard from Lorraine A. Green, Deputy Director, OPM; the following former officials of OPM: Donald J. Devine, Director; and Joseph A. Morris, General Counsel; Jeremiah J. Barrett, former Director, Operations, Combined Federal Campaign; and public witnesses.

LORTON CORRECTIONAL COMPLEX CLOSURE ACT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on H.R. 461, Lorton Correctional Complex Closure Act. Testimony was heard from David Albo, Delegate, General Assembly, State of Virginia; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on the Postal Service continued oversight hearings on the U.S. Postal Service. Testimony was heard from public witnesses.

Hearings continue June 14.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the United States; H.R. 587, to amend title 35, United States Code, with respect to patents on biotechnological processes; H.R. 1170, amended, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a three-judge court; S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts; and S. 532, to clarify the rules governing venue.

UNITED STATES POLICY TOWARD THE FORMER YUGOSLAVIA

Committee on National Security: Held a hearing on United States policy toward the former Yugoslavia. Testimony was heard from the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Heard testimony from Chairman Spence and Representatives Kasich, Bateman, Dornan, Buyer, Everett, Gilman, Clinger, Thomas, Johnson of Connecticut, Morella, Shays, Upton, Molinari, Schiff, Klug, Hoke, Smith of Michigan, Bilbray, Chrysler, English, Forbes, Ganske, Neumann, Dellums, Schroeder, Montgomery, Evans, Browder, Edwards, Harman, DeLauro, Kennedy, Markey, Gejdenson, Frank of Massachusetts, Bryant of Texas, Traficant, DeFazio, Skaggs, Reed, Maloney, Furse, Baldacci and Woolsey, but no action was taken on H.R. 1530, National Defense Authorization Act for Fiscal Year 1996.

INTERNATIONAL SPACE STATION AUTHORIZATION ACT

Committee on Science: Subcommittee on Space and Aeronautics approved for full Committee action amended H.R. 1601, International Space Station Authorization Act of 1995.

REGULATORY BARRIERS TO MINORITY ENTREPRENEURS

Committee on Small Business: Subcommittee on Regulation and Paperwork held a hearing on regulatory barriers to minority entrepreneurs. Testimony was heard from Representative Flake; and public witnesses.

FEDERAL INCOME TAX REPLACEMENT

Committee on Ways and Means: Continued hearings on Replacing the Federal Income Tax. Testimony was heard from Senators Domenici and Nunn; Representative Cox of California; Leslie B. Samuels, Assistant Secretary, Tax Policy, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, June 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 15264–15465

Measures Introduced: Nine bills and four bills were introduced, as follows: S. 894–902, S. Res. 129–131, and S. Con. Res. 17.

Page 15425

Measures Reported: Reports were made as follows:

S. 850, to amend the Child Care and Development Block Grant Act of 1990 to consolidate Federal child care programs. (S. Rept. No. 104–94) **Page 15424**

Measures Passed:

Election of Secretary of the Senate: Senate agreed to S. Res. 129, to elect Kelly D. Johnston as Secretary of the Senate. **Page 15329**

Notification to the President: Senate agreed to S. Res. 130, providing for notification to the President of the United States of the election of Secretary of the Senate. **Page 15329**

Notification to the House of Representatives: Senate agreed to S. Res. 131, providing for notification to the House of Representatives of the election of Secretary of the Senate. **Page 15329**

Telecommunications Competition/Deregulation Act: Senate continued consideration of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, taking action on amendments proposed thereto, as follows: **Page 15330**

Adopted:

(1) Dorgan Amendment No. 1259, to require certain criteria upon the designation of an additional Essential Telecommunications Carrier. **Page 15335**

(2) McCain Modified Amendment No. 1260, to require Congressional notification before the imposition or increase of universal service contributions. **Page 15345**

(3) Pressler/Hollings Modified Amendment No. 1258, to make certain technical corrections. **Pages 15330, 15385**

Rejected:

(1) McCain Amendment No. 1261, to prevent excessive Federal Communications Commission regulatory activities. (By 68 yeas to 31 nays (Vote No. 243), Senate tabled the amendment.) **Page 15349**

(2) McCain Amendment No. 1262, to strike Section 310, providing telecommunications services for health care providers for rural areas, educational providers, and libraries. (By 58 yeas to 36 nays (Vote No. 244), Senate tabled the amendment.) **Page 15360**

(3) By 30 yeas to 64 nays, 1 voting present (Vote No. 245), Cohen/Snowe Amendment No. 1263, to require the Federal Communications Commission to adopt regulations that would make cable boxes available commercially. **Pages 15380, 15390**

Pending:

(1) Dole Amendment No. 1255, to provide additional deregulation of telecommunications services, including rural and small cable TV systems. **Page 15330**

(2) Dorgan Modified Amendment No. 1264, to require Department of Justice approval for Regional Bell Operating Company entry into long distance services, based on the VIII(c) standard. **Pages 15391, 15398, 15405**

(3) Thurmond Modified Amendment No. 1265 (to Amendment No. 1264), to provide for the review by the Attorney General of the United States of the entry of the Bell operating companies into interexchange telecommunications and manufacturing markets. **Pages 15391, 15400, 15405**

(4) Hollings/Daschle Amendment No. 1266, to clarify the requirements a Bell operating company must satisfy before being permitted to offer long distance services. **Page 15404**

Senate will resume consideration of the bill on Friday, June 9.

Measure Indefinitely Postponed:

Paperwork Reduction Act: Senate indefinitely postponed further consideration of H.R. 830, to amend chapter 35 of title 44, United States Code, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public. **Page 15445**

Committee Authority: The Committee on Finance was authorized to have until 6 p.m., Friday, June 9, 1995, to file a report to accompany H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence. **Page 15445**

Appointments:

Advisory Committee on the Records of Congress: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 101–509, announced the appointment of John C. Waugh, of Texas, to the Advisory Committee on the Records of Congress. **Page 15445**

Messages From the House: **Page 15413**

Measures Referred: **Page 15414**

Petitions: **Page 15414**

Executive Reports of Committees: **Page 15424**

Statements on Introduced Bills: **Page 15425**

Additional Cosponsors: **Page 15433**

Amendments Submitted: **Page 15434**

Authority for Committees: **Page 15436**

Additional Statements: **Page 15436**

Record Votes: Three record votes were taken today. (Total—245) **Pages 15360, 15380, 15390**

Recess: Senate convened at 9:30 a.m., and recessed at 10:17 p.m., until 9:15 a.m., on Friday, June 9, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 15445.)

Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1996 for military construction programs, receiving testimony in behalf of funds for their respective activities from Robert M. Walker, Assistant Secretary of the Army for Logistics and Environment, Bruce M. Carnes, Deputy Director for Resource Management, Defense Finance and Accounting Service, Maj. Gen. G.K. Anderson, USAF, Deputy Assistant Secretary for Health Services, Operations, and Readiness; Brig. Gen. Harold E. Burch, USA, Executive Director, Distribution, Defense Logistics Agency, and Millard Carr, Director, Energy and Engineering, Office of Deputy Assistant Secretary for Installations, all of the Department of Defense.

Subcommittee recessed subject to call.

BOSNIA

Committee on Armed Services: Committee continued hearings to examine recent developments in Bosnia and United States policy toward the conflict in the region, receiving testimony from Alexander M. Haig, Jr., Washington, D.C., former Secretary of State.

Hearings were recessed subject to call.

FINANCIAL SERVICES NEGOTIATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings to examine the status of the financial services negotiations under the newly created World Trade Organization and market access barriers to United States securities firms, after receiving testimony from Robert E. Rubin, Secretary of the Treasury; Michael Kantor, United States Trade Representative; James F. Gwaltney, Ford Financial Services Group, Dearborn, Michigan, on behalf of the Coalition of Service Industries, Inc.; and Carl A. Modecki, National Association of Insurance Brokers, F. William Hawley, Citicorp/Citibank, on behalf of the Bankers' Association for Foreign Trade, Paul Stevens, Investment Company Institute, and Steve Judge, Securities Industry Association, all of Washington, D.C.

FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management resumed oversight hearings on Federal forest management issues, focusing on the Department of Agriculture's proposal to reorganize the Forest Service, the Forest Service proposal to revise the regulations governing the development of national forest plans under the National Forest Management Act of 1976, and H.R. 529, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming, receiving testimony from Jack Ward Thomas, Chief, Forest Service, Department of Agriculture; R. Max Peterson, Leesburg, Virginia, former Chief, Forest Service; Mitch Friedman, Northwest Ecosystem Alliance, Bellingham, Washington; Michael Medberry, Western Ancient Forest Campaign, and James R. Woehr, Wildlife Management Institute, both of Washington, D.C.; Dan Tomascheski, Sierra-Pacific Industries, Anderson, California; Charles H. Burley, Northwest Forestry Association, Bend, Oregon; and Donald Leal, Political Economy Research Center, Bozeman, Montana.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Ira S. Shapiro, of Maryland, for the rank of Ambassador during his tenure of service as Senior Counsel and Negotiator in the Office of the United States Trade Representative, John D. Hawke, Jr., of New York, to be Under Secretary, and Linda L. Robertson, of Oklahoma, to be a Deputy Under Secretary, both of the Department of the Treasury, and Stephen G. Kellison, of Texas, and Marilyn Moon, of Maryland, each to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf.

EARNED INCOME TAX CREDIT

Committee on Finance: Committee held hearings to examine the scope and purpose of the earned income tax credit, and proposals to modify and improve the EITC, receiving testimony from Leslie B. Samuels, Assistant Secretary for Tax Policy, and Margaret Milner Richardson, Commissioner, Internal Revenue Service, both of the Department of the Treasury; Lynda D. Willis, Associate Director, Tax Policy and Administration Issues, General Government Division, General Accounting Office; Robert Greenstein, Center on Budget and Policy Priorities, Marvin H. Kosters, American Enterprise Institute, both of Washington, D.C.; and George K. Yin, University of Virginia School of Law, Charlottesville.

Hearings were recessed subject to call.

BOSNIA

Committee on Foreign Relations: Committee held hearings to examine the United States overall goals and diplomatic strategy in Bosnia, receiving testimony from Peter Tarnoff, Under Secretary of State for Political Affairs; Walter B. Slocombe, Under Secretary of Defense for Policy; and Lt. Gen. Wesley K. Clark, Director, Plans and Policy (J–5), Joint Chiefs of Staff.

Committee will meet again tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Immigration approved for full committee consideration S. 457, to update references in the classification of children for purposes of United States immigration laws.

Also, subcommittee began consideration of S. 269, to increase control over immigration to the United States by increasing border patrol and investigator personnel, improving the verification system for employer sanctions, increasing penalties for alien smuggling and for document fraud, reforming asylum, exclusion, and deportation law and procedures, instituting a land border user fee, and to reduce the use of welfare by aliens, but did not complete action thereon, and will meet again on Wednesday, June 14.

YOUTH DEVELOPMENT COMMUNITY BLOCK GRANT

Committee on Labor and Human Resources: Committee concluded hearings on S. 673, authorizing funds for fiscal years 1996 through 1998 to establish a youth development grant program, after receiving testimony from Philip Coltoff, Children's Aid Society, and Anthony P. Conza, Blimpie International, Inc., representing the Boys and Girls Clubs of America, both of New York, New York; Michael J. McClelland, Hardware Wholesalers, Inc., Fort Wayne, Indiana, representing the Big Brothers/Big Sisters of America; Michael L. Green, EverGreen Capital Management, Omaha, Nebraska, representing the Camp Fire Boys and Girls; Randy Johnson, Minneapolis, Minnesota, representing the National Association of Counties and the Local Collaboration on Children and Youth; William F. Wetzel, YMCA of Metropolitan Chattanooga, Chattanooga, Tennessee; John A. Johnson, New York State Division for Youth, Rensselaer; and Beverly Watts Davis, San Antonio Fighting Back, San Antonio, Texas.

VA REGULATIONS

Committee on Veterans Affairs: Committee concluded hearings to examine recent court decisions affecting Department of Veterans Affairs' regulations regarding veterans' benefits, focusing on *Gardner* v. *Brown,* 115 S. Ct. 552 (1994), and *Davenport* v. *Brown,* 7 Vet. App. 476 (1995), after receiving testimony from Mary Lou Keener, General Counsel, Department of Veterans Affairs, who was accompanied by several of her associates.

NATIVE AMERICAN FINANCIAL SERVICES ORGANIZATION ACT

Committee on Indian Affairs: Committee held hearings on S. 436, to improve the economic conditions and supply of housing in Native American communities by creating the Native American Financial Services Organization, receiving testimony from Joseph Shuldiner, Assistant Secretary for Public and Indian Housing, Dom Nessi, Director, Office of Native American Programs, and Michael A. Stegman, Assistant Secretary for Policy Development and Research, all of the Department of Housing and Urban Development; Michael Mail, Quinault Indian Nation, Taholah, Washington; John SunChild Sr., Chippewa Cree Tribal Council, Box Elder, Montana; Jacqueline L. Johnson, Tlingit-Haida Indian Housing Authority, Juneau, Alaska, on behalf of the National American Indian Housing Council; Robert Gauthier, Salish-Kootenai Housing Authority, Pablo, Montana, on behalf of the National Commission on American Indian, Alaska Native and Native Hawaiian Housing; and Joel R. Thompson, Cherokee Nation Housing Authority, Tahlequah, Oklahoma.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: On Wednesday, June 7, committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Twenty-five public bills, H.R. 1786–1810; and one resolution, H. Res. 165 were introduced.
Page 15327

Reports Filed: Reports were filed as follows:

H.R. 962, to amend the Immigration Act of 1990 relating to the membership of the United States Commission on Immigration Reform (H. Rept. 104–135); and

H. Res. 164, providing for the consideration of H.R. 1530, the National Defense Authorization Act for fiscal year 1996 (H. Rept. 104–136).
Page 15327

Committees to Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Judiciary, Resources, Science, Small Business, and Transportation and Infrastructure.
Page 15272

Budget: House disagreed to the Senate amendment to H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002; and agreed to a conference. Appointed as conferees: Representatives Kasich, Hobson, Walker, Kolbe, Shays, Herger, Allard, Franks of New Jersey, Largent, Myrick, Parker, Sabo, Stenholm, Slaughter, Coyne, Mollohan, Costello, Johnston of Florida, and Mink.

Page 15272

Rejected the Sabo motion to instruct House conferees to agree to revenue levels (within the scope of the conference) that exclude the revenue effects of the Contract With America Tax Relief Act (H.R. 1215) and to insist on the House position regarding the Earned Income Tax Credit (rejected by a yea-and-nay vote of 183 yeas to 233 nays, Roll No. 361).

Page 15273

American Overseas Interests Act: By a recorded vote of 222 ayes to 192 noes, Roll No. 366, the House passed H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; and to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997.

Page 15281

Agreed to the committee amendment in the nature of a substitute, as modified and amended.

Page 15305

Rejected the Hamilton motion to recommit the bill to the Committee on International Relations with instructions to report it back forthwith containing an amendment that sought to strike language abolishing the Agency for International Development, the United States Information Agency, the United States Arms Control and Disarmament Agency, and the International Development Cooperation Agency and, instead, provide for the streamlining of foreign affairs agencies by requiring the President to review programs described in the Foreign Assistance Act of 1961 and the Arms Export Control Act, as well as other initiatives within the administration of international affairs programs, determine how best to achieve that cost savings and streamlining, and submit a report to the Committees on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate not later than six months after the date of enactment on the results of this review; and retain funding for these programs, but with a maximum aggregate amount authorized to be appropriated of not to exceed $16,505,843,000 for fiscal year 1996 and $15,395,362,000 for fiscal year 1997 (rejected by a yea-and-nay vote of 179 ayes to 237 nays, Roll No. 365).

Page 15305

Agreed To:

The Gilman en bloc amendment, as amended by the Hoyer amendment, that revises language regarding the sense of the Congress that the President should not take further steps toward upgrading diplomatic relations with North Korea unless there is action by the Government of North Korea to engage in a North-South dialogue with the Government of the Republic of South Korea; outlines the elements of such a dialogue including the resumption of joint military discussions to reduce tensions between the two countries, the expansion of trade relations between North and South Korea, the cooperation in science and technology, education, the arts, health, journalism and other fields, the establishment of postal and telecommunications services between North and South Korea; and the reconnection of railroads and roads between the two countries; that requires the Trade Promotion Coordinating Committee to report by March 31, 1996 recommendations for reorganizing and better coordinating U.S. trade promotion programs; repeal the authority for participation by the United States in the Interparliamentary Union; strike provisions relating to prohibition on assistance to foreign governments engaged in espionage against the United States; provide for a report to Congress on the feasibility of transferring activities of the Overseas Private Investment Corporation to the private sector and makes provision for that privatization; provide for the use and control of earnings from frozen assets of foreign countries blocked by the President; that grants asylum in the United States to any citizen of Laos, Vietnam, Cambodia, Burma, North Korea, South Korea, or China who personally delivers into the custody of the U.S. Government a living American POW or MIA from the Vietnam War or Korean Wars; strike language repealing of certain provisions of the Foreign Operations, Export Financing and Related Programs Appropriations of 1988; strike language and inserts language related to the authority to meet unanticipated contingencies and related to a waiver provided the President to authorize assistance or loans to foreign countries; strike language relating to visits to the United States by officials of the Government of the Republic of China or Taiwan and strikes language related to the payment by agencies of voluntary separation incentives; provide language for the verification of missile technology control regime; adds language providing a twenty percent reduction to apply to each of the first two fiscal years after implementation of a reorganization plan in the total level of expenditures for the functions transferred to the Department of State from amounts appropriated for such transferred functions for fiscal year 1995; authorize $112,484,200 for fiscal year 1996 and $88,680,800 for fiscal year 1997 appropriations for the Fulbright Academic Exchange Programs and authorizes $77,265,800 for other exchange programs; and require the President to unilaterally lift the arms embargo against Bosnia upon the request of the Bosnian government (agreed to by a recorded vote of 239 ayes to 177 noes, Roll No. 364); and

Page 15281

Agreed to the Hoyer amendment to the preceding Gilman en bloc amendment that requires the President to unilaterally lift the arms embargo against Bosnia upon the request of the Bosnian government (agreed to by a recorded vote of 318 ayes to 99 noes, Roll No. 362).

Page 15284

Rejected:

On a division of the question, rejected the Burton of Indiana amendment originally included as part of the preceding Gilman en bloc amendment, that sought to cut operating expenses of the Agency for International Development by $69 million in fiscal year 1996 and $22 million in fiscal year 1997 (rejected by a recorded vote of 182 ayes to 236 noes, Roll No. 363).

Page 15286

Legislative Program: The Majority Whip announced the legislative program for the week of June 12. Agreed to adjourn from Friday to Tuesday.

Page 15309

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 14.

Page 15310

United States Commission on Immigration Reform: House passed H.R. 962, to amend the Immigration Act of 1990 relating to the membership of the United States Commission on Immigration Reform.

Page 15311

Agreed to the Smith of Texas technical amendment.

Page 15311

Navajo-Hopi Relocation Housing Program: House passed S. 349, to reauthorize appropriations for the Navajo-Hopi Relocation Housing Program—clearing the measure for the President.

Page 15311

Indian Child Protection: House passed S. 441, to reauthorize appropriations for certain programs under the Indian Child Protection and Family Violence Prevention Act—clearing the measure for the President.

Page 15311

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 15280, 15301, 15302, 15308. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:26 p.m.

Committee Meetings

FOOD STAMP PROGRAM AND COMMODITY DISTRIBUTION PROGRAMS REFORMS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review the Administration's proposals to reform the Food Stamp Program and Commodity Distribution Programs. Testimony was heard from Delegate Faleomavaega; Ellen Haas, Under Secretary, Food and Consumer Service, USDA; and public witnesses.

FARM BILL—PEANUT TITLE

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops continued hearings on the 1995 Farm Bill—Peanut Title. Testimony was heard from Dallas Smith, Deputy Under Secretary, USDA; Robert Robinson, Associate Director, Food and Agricultural Issues, GAO; and public witnesses.

FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs approved for full Committee action the Foreign Operations, Export Financing and Related Programs appropriations for fiscal year 1996.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative approved for full Committee action Legislative appropriations for fiscal year 1996.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit concluded hearings on the broad issue of regulatory burden relief as well as those matters addressed in H.R. 1362, Financial Institutions Regulatory Relief Act of 1995. Testimony was heard from public witnesses.

TRANSFORMATION OF THE MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and Environment held a hearing on the Transformation of the Medicaid Program. Testimony was heard from the following Governors: Jim Edgar, Illinois; Mike Leavitt, Utah; Lawton Chiles, Florida; and John Engler, Michigan.

Hearings continue June 15.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance and the Subcommittee on Commerce, Trade, and Hazardous Materials concluded joint hearings on H.R. 1062, Financial Services Competitiveness Act of 1995. Testimony was heard from public witnesses.

PRIVATIZATION ACT

Committee on Economic and Educational Opportunities: Ordered reported amendment H.R. 1720, Privatization Act of 1995.

URBAN EDUCATION REFORM AND DC SCHOOLS

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Urban Education Reform and the District of Columbia Schools. Testimony was heard from the following members of the City Council, District of Columbia: Kathleen Patterson, Representative, Ward 1; and William Lightfoot, Representative At-Large; and public witnesses.

FAIR LABOR STANDARDS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections held a hearing on the Fair Labor Standards Act. Testimony was heard from public witnesses.

SITUATION IN BOSNIA

Committee on International Relations: Held a hearing on the Situation in Bosnia. Testimony was heard from Peter Tarnoff, Under Secretary, Political Affairs, Department of State; and the following officials of the Department of Defense: Walter B. Slocombe, Under Secretary, Policy; and Gen. Wesley K. Clark, USA, Director, Strategic Plans and Policy, Joint Chiefs of Staff.

RELIGIOUS LIBERTY AND THE BILL OF RIGHTS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on religious liberty and the Bill of Rights. Testimony was heard from Representative Istook, and public witnesses.

PATENT LEGISLATION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 632, to enhance fairness in compensating owners of patents used by the United States; H.R. 1732, Patent Reexamination Reform Act of 1995; and H.R. 1733, Patent Application Publication Act of 1995. Testimony was heard from Representative Frost; Bruce Lehman, Assistant Secretary of Commerce and Commissioner of Patents and Trademarks, Patent and Trademark Office, Department of Commerce; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the Federal Bureau of Prisons, Department of Justice. Testimony was heard from Kathleen M. Hawk, Director, Federal Bureau of Prisons, Department of Justice; Norman Rabkin, Director, Administration of Justice Issues, GAO; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on alternatives for managing on shore federal minerals. Testimony was heard from Sylvia Baca, Deputy Assistant Secretary, Land and Minerals, Department of the Interior; Jim Magagna, Director, Federal Land Policy, State of Wyoming; Michael Byrne, Director, Department of Conservation, State of California; and public witnesses.

COLLECTION OF FEES; OVERSIGHT—FISHERY LAWS

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on a number of fishery related issues, including H.R. 649, (S. 268), to authorize the collection of fees for expenses for triploid grass carp certification inspections. Testimony was heard from Representative Lincoln.

The Subcommittee also held an oversight hearing on the following Fishery Laws: the Anadromous Fish Conservation Act of 1965; the Interjurisdictional Fisheries Act of 1986; the Great Lakes and Wildlife Restoration Act of 1990; and the National Oceanic and Atmospheric Administration Marine Fisheries Authorization Act. Testimony was heard from Gary Edwards, Assistant Director, Fisheries, U.S. Fish and Wildlife Service, Department of the Interior; Nancy Foster, Deputy Director, National Marine Fisheries Service, NOAA, Department of Commerce; Paul Sandifer, Vice Chairman, Atlantic States Marine Fisheries Commission; and Brad Gilman, Pacific States Marine Fisheries Commission.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power Resources held a hearing on the following: H.R. 799, and H.R. 599, Bonneville Power Administration Appropriations Refinancing Act; and H.R. 1743, to amend the Water Resources Research Act of 1984 to extend the authorizations of appropriations through fiscal year 2000. Testimony was heard from Robert M. Hirsch, Chief Hydrologist, U.S. Geological Survey, Department of the Interior; Randall W. Hardy, Chief Executive Officer and Administrator, Bonneville Power Administration, Department of Energy; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: The Committee granted by a recorded vote of 8 to 4, a structured rule. The rule waives all points of order against the bill and provides two hours of general debate on H.R. 1530, National Defense Authorization Act of fiscal year 1996.

The rule makes in order the National Security Committee amendment in the nature of a substitute, as modified by striking section 807 (recoupment), and by an amendment printed in part 3 of the report on this rule (dealing with the Elk Hills Naval Petroleum Reserve), as original text for amendment purposes. The substitute shall be considered as read. The rule waives all points of order against the substitute.

Unless otherwise specified in the rule, the rule makes in order only amendments printed in the Rules Committee report, certain amendments en bloc, an pro forma amendments offered by the chairman and ranking minority member of the National Security Committee. Except as otherwise specified in the rule, the amendments shall be considered in the order and manner specified in the report. The rule provides that amendments printed in Part 2 of the report shall be debatable for 10-minutes each, equally divided and controlled by the proponent and opponent. The amendments shall be considered as read and are not subject to amendment unless otherwise specified in the report, and are not subject to a demand for a division of the question in the House or Committee of the Whole. The rule waives all points of order against the amendments printed in the report. The rule provides for an extra 30-minutes of general debate on Cooperative Threat Reduction with the former Soviet Union (Part 1, subpart A); and, an extra 60 minutes of general debate on ballistic missile defense (Part 1, subpart D).

The rule provides that Rep. Clinger may offer a germane modification to his amendment on acquisition reform with the concurrence of Rep. Collins of Illinois.

The chairman of the National Security Committee or his designee is authorized to offer amendments en bloc consisting of amendments in part 2 of the report or germane modifications thereto, which shall be considered as read except that modifications shall be reported, and which shall not be subject to amendment or a division of the question in the House or Committee of the Whole, and which shall be debatable for 20-minutes. The rule waives all points of order against the en bloc amendments.

The rule authorizes the Chairman of the Committee of the Whole to postpone consideration of a request for a recorded vote on any amendment and to reduce to 5-minutes the time for voting after the first of a series of votes.

The Chairman of the Committee of the Whole is also authorized to recognize for consideration of any amendment printed in the report out of the order in which printed but not sooner than one hour after the chairman of the National Security Committee or a designee announces from the floor a request to that effect.

The rule authorizes the chairman of the National Security Committee to offer an amendment not printed in the report to reconcile spending levels of bill with the final defense spending level contained in the conference report on the budget resolution, which shall be considered as read, shall not be subject to amendment or to a demand for a division of the question, and which shall be debatable for 10-minutes equally divided between the chairman and ranking minority member of the National Security Committee.

Finally, the rule provides for one motion to recommit, with or without instructions.

MISCELLANEOUS REAUTHORIZATIONS

Committee on Science: Subcommittee on Energy and Environment approved for full Committee action the following: Department of Energy R&D Authorization Act; the NOAA Authorization Act; and the EPA R&D Authorization Act; the NOAA Authorization Act; and the EPA R&D Authorization Act.

FAA'S NEW GLOBAL POSITIONING SYSTEM—PREVENTING DELAYS AND COST OVERRUNS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Preventing Delays and Cost Overruns in the FAA's New Global Positioning (Satellite Navigation) System. Testimony was heard from Kenneth M. Mead, Director, GAO; and public witnesses.

FEDERAL INCOME TAX REPLACEMENT

Committee on Ways and Means: Concluded hearings on Replacing the Federal Income Tax. Testimony was heard from Senators Specter and Lugar; Representatives Armey, Gephardt, Souder, Tauzin and Schaefer; Jack Kemp, former Secretary of Housing and Urban Development; and public witnesses.

Joint Meetings

ECONOMIC SLOWDOWN

Joint Economic Committee: Committee held hearings to examine the recent economic slowdown and its effects on the national economy, receiving testimony from Wayne Angell, Bear, Stearns and Company, New York, New York; and Daniel J. Mitchell, Heritage Foundation, Robert Davis, National Association of Business Economists, and David Wyss, McGraw-Hill, Inc., all of Washington, D.C.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and recessed subject to call.

BOSNIA-HERZEGOVINA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings to examine the recent crisis in the continuing conflict in Bosnia-Herzegovina, receiving testimony from Bosnia-Herzegovina Prime Minister Haris Silajdzic, Sarajevo.

Commission recessed subject to call.

Friday, June 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 15466–15545

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 903–913, and S. Res. 132.
Page 15512

Measures Reported: Reports were made as follows:

S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the United States Arms Control and Disarmament Agency, and the Agency for International Development. (S. Rept. No. 104–95)
Page 15512

Measures Passed:

Commending Captain Scott F. O'Grady: Senate agreed to S. Res. 132, commending Captain O'Grady and United States and NATO forces.
Page 15492

Telecommunications Competition/Deregulation Act: Senate continued consideration of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, taking action on amendments proposed thereto, as follows:
Pages 15468, 15474, 15499

Adopted:

(1) By 83 yeas to 4 nays (Vote No. 247), Santorum Amendment No. 1267, to permit the Bell operating companies to provide interLATA commercial mobile services.
Page 15475

(2) By 77 yeas to 8 nays, 1 voting present (Vote No. 248), Dole Modified Amendment No. 1255, to provide additional deregulation of telecommunications services, including rural and small cable TV systems.
Page 15477

Pending:

(1) Dorgan Modified Amendment No. 1264, to require Department of Justice approval for Regional Bell Operating Company entry into long distance services, based on the VIII(c) standard.
Page 15468

(2) Thurmond Modified Amendment No. 1265 (to Amendment No. 1264), to provide for the review by the Attorney General of the United States of the entry of the Bell operating companies into interexchange telecommunications and manufacturing markets.
Page 15468

Withdrawn:

Hollings/Daschle Amendment No. 1266, to clarify the requirements a Bell operating company must satisfy before being permitted to offer long distance services.
Page 15488

During consideration of this measure today, the following action also occurred:

By 80 yeas to 8 nays (Vote No. 246), Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.
Page 15474

Senate will resume consideration of the bill on Monday, June 12.

Lobbying Gift Ban—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 101, to provide for the disclosure of lobbying activities to influence the Federal Government.
Page 15500

Messages From the House: **Page 15510**

Petitions: **Page 15510**

Statements on Introduced Bills: **Page 15513**

Additional Cosponsors: **Page 15535**

Amendments Submitted: **Page 15536**

Notices of Hearings: **Page 15537**

Authority for Committees: **Page 15538**

Additional Statements: **Page 15538**

Record Votes: Three record votes were taken today. (Total—248)
Pages 15474, 15477, 15482

Quorum Calls: One quorum call was taken today. (Total—3)
Page 15474

Recess: Senate convened at 9:15 a.m., and recessed at 4:34 p.m., until 12 Noon, on Monday, June 12, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 15501.)

Committee Meetings

BOSNIA

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the situation in Bosnia from Lt. Gen. Wesley K. Clark, Director, Plans and Policy (J–5), Joint Chiefs of Staff; Joseph Kruzel, Deputy Assistant Secretary of Defense for European and NATO Policy; and John Kornblum, Principal Deputy Assistant Secretary of State for European and Canadian Affairs.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 1811–1813, were introduced.

Page 15467

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today.

Page 15466

Senate Messages: Messages received from the Senate today appear on page 15466.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 10:11 a.m.

Committee Meetings

No Committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Monday, June 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 15546–15621

Measures Introduced: Three bills were introduced, as follows: S. 914–916.

Page 15598

Measures Reported: Reports were made as follows:

Reported on Friday, June 9, 1995, pursuant to the order of Thursday, June 8, 1995:

H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with an amendment in the nature of a substitute. (S. Rept. No. 104–96)

Page 15598

Telecommunications Competition/Deregulation Act: Senate continued consideration of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, taking action on amendments proposed thereto, as follows:

Pages 15553, 15609

Adopted:

By a unanimous vote of 91 yeas with one Senator voting present (Vote No. 249), Feinstein/Lott Amendment No. 1269, to provide for the full scrambling on multi-channel video services of sexually explicit adult programming.

Page 15586

Pending:

(1) Dorgan Modified Amendment No. 1264, to require Department of Justice approval for Regional Bell Operating Company entry into long distance services, based on the VIII(c) standard.

Page 15553

(2) Thurmond Modified Amendment No. 1265 (to Amendment No. 1264), to provide for the review by the Attorney General of the United States of the entry of the Bell operating companies into interexchange telecommunications and manufacturing markets.

Page 15553

Subsequently, the amendment was modified further.

Page 15564

(3) Feinstein/Kempthorne Amendment No. 1270, to strike the authority of the Federal Communications Commission to preempt State or local regulations that establish barriers to entry for interstate or intrastate telecommunications services.

Page 15590

A unanimous-consent time agreement was reached providing for further consideration of the pending Dorgan Modified Amendment No. 1264 and the Thurmond Modified Amendment No. 1265 (to Amendment No. 1264) (both listed above), with a vote to occur on a motion to table the Dorgan Modified Amendment No. 1264 on Tuesday, June 13 at 12:30 p.m.

Pages 15582, 15584

A motion was entered to close further debate on the bill, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, June 14.

Page 15596

Senate will resume consideration of the bill on Tuesday, June 13.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with Belgium (Treaty Doc. No. 104–7);

Supplementary Extradition Treaty with Belgium to Promote the Repression of Terrorism (Treaty Doc. No. 104–8); and

Extradition Treaty with Switzerland (Treaty Doc. No. 104–9).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 15597

Communications: **Page 15597**

Statements on Introduced Bills: **Page 15598**

Additional Cosponsors: **Page 15603**

Amendments Submitted: **Page 15604**

Additional Statements: **Page 15604**

Record Votes: One record vote was taken today. (Total—249) **Page 15589**

Recess: Senate convened at 12 noon, and recessed at 9:32 p.m., until 9:15 a.m., on Tuesday, June 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 15609.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 10:30 a.m. on Tuesday, June 13.

Committee Meetings

COMPREHENSIVE ANTITERRORISM ACT

Committee on the Judiciary: Held a hearing on H.R. 1710, Comprehensive Antiterrorism Act of 1995. Testimony was heard from Representatives Bereuter and Skaggs; Jamie S. Gorelick, Deputy Attorney General, Department of Justice; William P. Barr, former Attorney General, Department of Justice; Abraham Sofaer, former Legal Counsel, Department of State; and public witnesses.

Hearings continue tomorrow.

Joint Meetings

21ST CENTURY ECONOMY

Joint Economic Committee: Committee concluded hearings to examine the role of American government in utilizing new technologies to create economic opportunity and prosperity in the future, after receiving testimony from Jerry J. Jasinowski, National Association of Manufacturers, and Alvin Toffler, both of Washington, D.C.; Marc I. Holtzman, MeesPierson EuroAmerica, Budapest, Hungary; and Frederic L. Pryor, Swarthmore College, Swarthmore, Pennsylvania; and after receiving testimony via audio/video network from Representative Walker (from Ephrata, Pennsylvania); Joel Kotkin, Pepperdine University School of Business, Los Angeles, California; Steve Forbes, *Forbes* Magazine, New York, New York; Robert Genetski, Robert Genetski & Associates, Inc., Chicago, Illinois; Brenda French, French Rags, Los Angeles, California; and Paul Johnson, London, England.

Tuesday, June 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 15622–15719

Measures Introduced: Three bills were introduced, as follows: S. 917–919. **Page 15679**

Telecommunications Competition/Deregulation Act: Senate continued consideration of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, taking action on amendments proposed thereto, as follows: **Page 15629**

Adopted:

(1) Conrad Amendment No. 1275, to provide means of limiting the exposure of children to violent programming on television. (By 26 yeas to 73 nays, 1 voting present (Vote No. 256), Senate earlier failed to table the amendment.) **Pages 15649, 15656, 15675**

(2) Lieberman Modified Amendment No. 1347 (to Amendment No. 1275), to revise the provisions relating to the establishment of a system for rating violence and other objectionable content on television. **Pages 15650, 15654, 15671**

(3) By a unanimous vote of 100 yeas (Vote No. 257), Simon/Dole Amendment No. 1349, to express the sense of the Senate regarding limiting the amount of broadcasting of violent and aggressive programming. **Pages 15675, 15676**

(4) Kerrey Amendment No. 1335, to provide that the incidental services which Bell operating companies may provide shall include two-way interactive video services or Internet services to or for elementary and secondary schools. **Pages 15661, 15677**

(5) Pressler (for Exon) Amendment No. 1350, to assure that the national security is protected when considering grants of common carrier license to foreign entities and other persons. **Page 15677**

(6) Pressler (for Byrd) Amendment No. 1351 (to Amendment No. 1350), to require a report on objections to determinations of the Federal Communications Commission for purposes of termination of foreign ownership restrictions and to revise the determinations of market opportunities for such purposes. **Page 15678**

Rejected:

(1) Thurmond Modified Amendment No. 1265 (to Amendment No. 1264), to provide for the review by the

Attorney General of the United States of the entry of the Bell operating companies into interexchange telecommunications and manufacturing markets. (By 57 yeas to 43 nays (Vote No. 250), Senate tabled the amendment.)

Pages 15629, 15638

(2) By 18 yeas to 82 nays (Vote No. 251), McCain Amendment No. 1276, to require a voucher system to provide for payment of universal service.

Pages 15632, 15663

(3) Bumpers/Daschle Amendment No. 1348, to protect consumers of electric utility holding companies engaged in the provision of telecommunications services. (By 52 yeas to 48 nays (Vote No. 252), Senate tabled the amendment.)

Pages 15659, 15663

(4) By 47 yeas to 52 nays, 1 voting present (Vote No. 255), upon reconsideration, Dorgan Modified Amendment No. 1278, to provide Federal Communications review of television broadcast ownership restrictions.

Page 15665

Prior to this action, by 51 yeas to 48 nays, 1 voting present (Vote No. 253), Senate earlier agreed to Amendment No. 1278, listed above.

Pages 15636, 15665

Withdrawn:

Dorgan Modified Amendment No. 1264, to require Department of Justice approval for Regional Bell Operating Company entry into long distance services, based on the VIII(c) standard.

Pages 15629, 15648

Pending:

Feinstein/Kempthorne Amendment No. 1270, to strike the authority of the Federal Communications Commission to preempt State or local regulations that establish barriers to entry for interstate or intrastate telecommunications services.

Page 15629

Gorton Amendment No. 1277 (to Amendment No. 1270), to limit, rather than strike, the preemption language.

Page 15635

During consideration of this measure today, Senate also took the following action:

By 48 yeas to 52 nays (Vote No. 254), Senate rejected a motion to table the motion to reconsider Vote No. 253, listed above.

Page 15670

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendments pending thereto, on Wednesday, June 14, with votes to occur thereon.

Page 15715

A second motion was entered to close further debate on the bill, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, June 15.

Page 15679

Senate will resume consideration of the bill on Wednesday, June 14, with a cloture vote to occur thereon.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the Department of Housing and Urban Development for calendar year 1993; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–55).

Page 15679

Nominations Confirmed: Senate confirmed the following nominations:

Robert F. Rider, of Delaware, to be a Governor of the United States Postal Service for the term expiring December 8, 2004.

John D. Hawke, Jr., of New York, to be Under Secretary of the Treasury.

Linda Lee Robertson, of Oklahoma, to be a Deputy Under Secretary of the Treasury.

Pages 15669, 15718

Nominations Received: Senate received the following nominations:

Edward Scott Blair, of Tennessee, to be United States Marshal for the Middle District of Tennessee for the term of four years.

Michael William Cotter, of the District of Columbia, to be Ambassador to the Republic of Turkmenistan.

James E. Goodby, of the District of Columbia, for the rank of Ambassador during his tenure of service as Principal Negotiator and Special Representative of the President for Nuclear Safety and Dismantlement.

Victor Jackovich, of Iowa, to be Ambassador to the Republic of Slovenia.

A. Elizabeth Jones, of Maryland, to be Ambassador to the Republic of Kazakhstan.

John Raymond Malott, of Virginia, to be Ambassador to Malaysia.

John K. Menzies, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina.

Kenneth Michael Quinn, of Iowa, to be Ambassador to Cambodia.

John Todd Stewart, of California, to be Ambassador to the Republic of Moldova.

Routine lists in the Air Force, Navy.

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Messages From the President:	**Page 15679**
Communications:	**Page 15679**
Statements on Introduced Bills:	**Page 15679**
Additional Cosponsors:	**Page 15690**
Amendments Submitted:	**Page 15691**
Notices of Hearings:	**Page 15714**
Authority for Committees:	**Page 15714**
Additional Statements:	**Page 15715**

Record Votes: Eight record votes were taken today. (Total—257)

Pages 15649, 15663, 15664, 15670, 15671, 15676

Recess: Senate convened at 9:15 a.m., and recessed at 9:28 p.m., until 9 a.m., on Wednesday, June 14, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 15715.)

Committee Meetings

1995 FARM BILL: COMMODITY POLICY

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on commodity program policies, receiving testimony from Daniel R. Glickman, Secretary of Agriculture; Carl Loop, Florida Farm Bureau, Gainesville, on behalf of the American Farm Bureau Federation; Leland H. Swenson, National Farmers Union, Denver, Colorado; Becky Doyle, Illinois Department of Agriculture, Springfield, on behalf of the National Association of State Departments of Agriculture; Timothy W. Warman, American Farmland Trust, Washington, D.C.; John Hitchell, The Kroger Company, Cincinnati, Ohio, on behalf of the International Dairy Foods Association; Carroll Brunthaver, Sparks Companies, Inc., Memphis, Tennessee, on behalf of the National Grain and Feed Association and the National Grain Trade Council; Evans J. Plowden, Jr., Albany, Georgia, on behalf of the American Peanut Shellers Association, Inc., Virginia-Carolina Peanut Association, and the Southwestern Peanut Shellers Association; Ben Smith, Tom's Foods, Inc., Columbus, Georgia, on behalf of the American Peanut Product Manufacturers, Inc.; Carlton Bert, Larned, Kansas, on behalf of the American Alfalfa Processors Association; and Elmer Hillesland, Grand Forks Chamber of Commerce, Grand Forks, North Dakota.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense, focusing on health programs, receiving testimony from Lt. Gen. Alcide M. Lanoue, USA, Surgeon General of the Army; Vice Adm. Donald F. Hagen, USN, Surgeon General of the Navy; Lt. Gen. Edgar R. Anderson, Jr., USAF, Surgeon General of the Air Force; Brig Gen. Nancy Adams, Chief of Army Nurse Corps; Capt. Mary Gardner, USN, Deputy Director, Naval Nurse Corps; and Brig. Gen. (Sel) Linda J. Stierle, USAF, Director, Air Force Nursing Services.

Subcommittee will meet again on Tuesday, June 20.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of John P. White, of Massachusetts, to be Deputy Secretary of Defense, after the nominee, who was introduced by Senator Kennedy, testified and answered questions in his own behalf.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Roberta L. Gross, of the District of Columbia, to be Inspector General, National Aeronautics and Space Administration, after the nominee testified and answered questions in her own behalf.

NASA'S MISSION TO PLANET EARTH

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine the status of the National Aeronautics and Space Administration's Mission to Planet Earth program designed to better understand and predict global climate change, after receiving testimony from Senator Kyl; Charles Kennel, Associate Administrator, Mission to Planet Earth Program, National Aeronautics and Space Administration; Al Watkins, Chief, National Mapping Division, United States Geological Survey, Department of the Interior; Paul Smith, South Dakota School of Mines and Technology, Rapid City; Tommy Thompson, Louisiana-Pacific Corporation, Calpella, California; and Richard Bowers and Wilson Orr, both of Scottsdale, Arizona.

URANIUM ENRICHMENT

Committee on Energy and Natural Resources: Committee concluded hearings on S. 755, to provide for the privatization of the United States Enrichment Corporation which provides domestic uranium enrichment services, after receiving testimony from Charles B. Curtis, Under Secretary of Energy; William H. Timbers, Jr., President and Chief Executive Officer, United States Enrichment Corporation; James Derryberry, J.P. Morgan Securities Inc., New York, New York; Joe Colvin, Nuclear Energy Institute, Dale L. Alberts, Uranium Producers of America, and W. Howard Arnold, Louisiana Energy Services, all of Washington, D.C.; and James K. Phillips, Oil, Chemical and Atomic Workers International Union, Fairfax, Virginia.

AARP FINANCIAL AND BUSINESS PRACTICES

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings to examine the financial and business practices of the American Association of Retired Persons (AARP), receiving testimony from Natwar M. Gandhi, Associate Director, Tax Policy and Administrative Issues, General Government Division, General Accounting Division; Paul S. Hewitt, National Taxpayers Union, and M. Roy Goldberg, Galland, Kharasch, Morse and Garfinkel, both of Washington, D.C.; and Mancur Olson, Jr., University of Maryland, College Park.

Hearings continue on Tuesday, June 20.

TAX TREATIES

Committee on Foreign Relations: Committee concluded hearings on the following treaties: Tax Convention With Sweden (Treaty Doc. 103–29), Tax Convention With Ukraine (Treaty Doc. 103–30), Additional Protocol Modifying the Tax Convention With Mexico (Treaty Doc. 103–31), Tax Convention With the French Republic (Treaty Doc. 103–32), Tax Convention With the Republic of Kazakhstan (Treaty Doc. 103–33), Tax Convention With the Portuguese Republic (Treaty Doc. 103–34), and a Revised Protocol Amending the 1980 Tax Convention With Canada (Treaty Doc. 104–4), after receiving testimony from Senator Dorgan; Leslie B. Samuels, Assistant Secretary for Tax Policy, and Joseph H. Guttentag, International Tax Counsel, both of the Department of the Treasury; Daniel M. Berman, International Tax Specialist, Joint Committee on Taxation, United States Congress; Robert H. Green, National Foreign Trade Council, Inc., Washington, D.C.; and Richard M. Hammer, United States Council for International Business, New York, New York.

UNITED STATES-JAPAN RELATIONS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings on United States-Japan trade relations, focusing on the effects of U.S. sanctions on overall U.S./Japan relations, the economic impact on U.S. business and workers, and the future of the World Trade Organization, after receiving testimony from Senator Levin; Stephen Ecton, Acting Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Ira S. Shapiro, Senior Counsel, Office of the United States Trade Representative; and Joe Cobb, Heritage Foundation, Marcus Noland, Institute for International Economics, Nathaniel B. Thayer, Nitze School of Advanced International Studies (Johns Hopkins University), William A. Niskanen, Cato Institute, Robert E. Cole, Automotive Parts Advisory Committee, Lee Kadrich, Automotive Parts and Accessories Association, and Clyde V. Prestowitz, Jr., Economic Strategy Institute, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: Sixteen public bills, H.R. 1814–29; three private bills, H.R. 1830–32; and two resolutions, H. Con. Res. 74, and H. Res. 166, were introduced.

Page 15870

Reports Filed: Reports were filed as follows:

Supplemental report on H.R. 1062, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers (H. Rept. 104–127, Pt. 2); and

H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–137).

Page 15870

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Frisa to act as Speaker pro tempore for today.

Page 15725

Recess: House recessed at 11:14 a.m. and econvened at noon.

Page 15725

Committees To Sit: The following committees received permission to sit today during proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Judiciary, Resources, and Transportation and Infrastructure.

Page 15725

Supplemental Report: It was made in order for the Committee on Banking and Financial Services to file a supplemental report on H.R. 1062, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers.

Page 15737

Committee Resignation: Read a letter from Representative McCarthy wherein she resigns from the Committee on Small Business.

Page 15737

Committee Election: House agreed to H. Res. 166, electing certain Members to standing committees.

Page 15738

Presidential Message—Housing and Urban Development: Read a message from the President wherein he transmits the 29th annual report on the Department of Housing and Urban Development—referred to the Committee on Banking and Financial Services.

Page 15738

Recess: House recessed at 2:39 p.m. and reconvened at 3:33 p.m.

Page 15743

Department of Defense Authorization: House completed all general debate and began consideration of amendments on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, June 14.

Pages 15725, 15743, 15859

Agreed To:

The Dornan amendment that prohibits the spending of funds authorized for the Cooperative Threat Reduction program unless Russia terminates its offensive biological weapons program (agreed to by a recorded vote of 244 ayes to 180 noes, Roll No. 369); and

Page 15834

The Spence en bloc amendment that provides assistance for chemical weapons stockpile communities affected by base closure; authorizes $15 million for the cooperative development and demonstration of processes that aid in the demilitarization and disposal of munitions, rockets, and explosives; sets limitations on overseas living quarters allowances; privatizes the functions of defense reutilization and marketing services; converts the civilian marksmanship program to a federally chartered nonprofit corporation; sets procedures for the determination of whereabouts and status of missing persons; provides separation benefits for officers of commissioned corps of National Oceanic and Atmospheric Administration; repeals the prohibition on payment of lodging expenses when adequate government quarters are available; establishes policies concerning excess defense industrial capacity; authorizes a land conveyance by the Secretary of the Army to the City of Youngstown, Ohio; modifies the land conveyance of the naval weapons industrial reserve plant in Calverton, New York; authorizes a land exchange in Fort Lewis, Washington; and authorizes $60 million for the Office of Economic Adjustment of the Department of Defense.

Page 15848

Rejected the Kasich amendment that sought to eliminate $533 million for advanced procurement of additional B–2 bombers (rejected by a recorded vote of 203 ayes to 219 noes, Roll No. 370).

Page 15838

H. Res. 164, amended, the rule under which the bill is being considered was agreed to earlier by a recorded vote of 233 ayes to 183 noes, Roll No. 368. Earlier, agreed to order the previous question on the rule and the Solomon technical amendment by a yea-and-nay vote of 225 yeas to 191 nays, Roll No. 367.

Page 15828

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 15872.

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 15736, 15838, 15848. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 10:19 p.m.

Committee Meetings

FARM BILL—AGRICULTURAL TRADE TITLE

Committee on Agriculture: Subcommittee on General Farm Commodities held a hearing on 1995 Farm Bill—Agricultural Trade Title. Testimony was heard from August Schumacher, Administrator, Foreign Agricultural Services, USDA; and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS; BUDGET ALLOCATION

Committee on Appropriations: Ordered reported the Military Construction appropriations for fiscal year 1996.

The Committee also approved a Section 602(b) budget allocation report for fiscal year 1996.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full Committee action the Energy and Water Development appropriations for fiscal year 1996.

RESOLVING THE FHA MULTIFAMILY PORTFOLIO: HUD'S MARKET-TO-MARKET PROPOSAL

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on "Resolving the FHA Multifamily Portfolio: HUD's 'Market-to-Market' Proposal." Testimony was heard from the following officials of the Department of Housing and Urban Development: Nicolas Retsinas, Federal Housing Commissioner, Assistant Secretary for Housing; and Susan Gaffney, Inspector General; Jim Wells, Assistant Director, Housing and Community Development issues, GAO; and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance forwarded to the full Committee without recommendation H.R. 1062, Financial Services Competitiveness Act of 1995.

OLDER AMERICANS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on the Older Americans Act. Testimony was heard from Robert Martinez, Director, Aging Services, State of California; and public witnesses.

STREAMLINING FEDERAL FIELD STRUCTURES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Streamlining Federal Field Structures, Part 1. Testimony was heard from Wardell C. Townsend, Jr., Assistant Secretary, Administration, USDA; Shirley S. Chater, Acting Commissioner, SSA; George Rodriquez, Area Coordinator, Department of Housing and Urban Development; and public witnesses.

U.S. EXPORT COMPETITIVENESS IN THE INFORMATION AGE: THE ROLE OF GOVERNMENT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on U.S. Export Competitiveness in the Information Age: The Role of Government. Testimony was heard from public witnesses.

COMPREHENSIVE ANTITERRORISM ACT

Committee on the Judiciary: Concluded hearings on H.R. 1710, Comprehensive Antiterrorism Act of 1995. Testimony was heard from John Hay, Research Physicist, U.S. Bureau of Mines, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Resources: Private Property Rights Task Force held an oversight hearing on Private Property Rights. Testimony was heard from Representative Smith of Texas; Gail Phillips, Speaker of the House, State of Alaska; Melvin R. Brown, Speaker of the House, State of Utah; and public witnesses.

ABOLISH CONSENT CALENDAR—ESTABLISH CORRECTION CALENDAR

Committee on Rules: Held a hearing on H. Res. 161, amending clause 4 of rule XIII of the Rules of the House to abolish the Consent Calendar and to establish in its place a Corrections Calendar. Testimony was heard from Representatives Vucanovich, Zeliff, McIntosh, Dingell, Collins of Illinois and Clinger; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SUPERFUND REAUTHORIZATION AND REFORM

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on the reauthorization and Reform of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund). Testimony was heard from James Strock, Director, Department of Environmental Protection, State of California; Russell J. Harding, Deputy Director, Department of Natural Resources, State of Michigan; and public witnesses.

Hearings continue June 20.

EXPATRIATION TAX ACT

Committee on Ways and Means: Ordered reported amended H.R. 1812, Expatriation Tax Act of 1995.

CHILD SUPPORT ENFORCEMENT AND SSI

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Child Support Enforcement and Supplemental Security Income. Testimony was heard from Representatives Johnson of Connecticut and Morella; Mary Jo Bane, Assistant Secretary, Children and Families, Department of Health and Human Services; Jane Ross, Director, Income Security Issues, GAO; and public witnesses.

Wednesday, June 14, 1995

Senate

Chamber Action

Routine Proceedings, pages 15971–16097

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 920–923, and S. Res. 133.
Page 16061

Measures Reported: Reports were made as follows:

S. 922, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government and the Central Intelligence Agency Retirement and Disability System, and for other purposes. (S. Rept. No. 104–97)
Page 16061

Telecommunications Competition/Deregulation Act: Senate continued consideration of S. 652, to provide for a pro-competitive, deregulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, taking action on amendments proposed thereto, as follows:
Pages 15983, 16060, 16095

Adopted:

(1) Gorton Amendment No. 1277 (to Amendment No. 1270), to limit, rather than strike, the preemption language.
Page 15983

(2) Pressler (for Moseley-Braun) Modified Amendment No. 1282, to recognize the National Education Technology Funding Corporation as a nonprofit corporation operating under the laws of the District of Columbia, and to provide authority for Federal departments and agencies to provide assistance to such corporation.
Pages 15987, 16031

Subsequently, the amendment was further modified.
Page 15987

(3) Pressler (for Simon) Modified Amendment No. 1284, to require audits to ensure that the Bell operating companies meet the separate affiliate subsidiary requirements and safeguards.
Page 15987

(4) Kerrey Modified Amendment No. 1306, to protect ratepayers from having to pay civil penalties for violations

by local exchange carriers of interconnection and other duties.

Page 15989

(5) Kerrey Amendment No. 1313, to clarify State ratemaking authority.

Page 15993

(6) Kerrey Modified Amendment No. 1310, to clarify that pricing flexibility should not have the effect of shifting revenues from competitive services to non-competitive services. (Previously, the amendment was offered and withdrawn.)

Pages 15996, 16006

(7) Leahy Modified Amendment No. 1288, to revise title IV of the bill and provide for a study of the legal and technical means of restricting access to obscenity on interactive telecommunications systems.

Page 16006

(8) By 84 yeas to 16 nays (Vote No. 263), Exon/Coats Amendment No. 1362 (to Amendment No. 1288), in the nature of a substitute.

Page 16007

(9) Breaux/Leahy Amendment No. 1421, to establish that a State may not require a Bell operating company to implement toll dialing parity in an intraLATA area before a Bell operating company has been granted authority to provide interLATA services in that area or before three years after the enactment of this Act.

Page 16007

(10) Brown Amendment No. 1317, of a technical nature.

Page 16030

(11) Brown Modified Amendment No. 1318, of a technical nature.

Pages 16030, 16032, 16034

(12) Dorgan Amendment No. 1272, to require broadcasters to receive viewer input on the violent content of programming upon license renewal.

Page 16030

(13) Specter Modified Amendment No. 1294, to promote the use of telecommuting by the American work force.

Page 16032

(14) Harkin Modified Amendment No. 1323, to postpone the effective date of the authority to provide alarm monitoring services.

Page 16035

(15) Harkin Amendment No. 1322, to prevent unfair billing practices for information or services provided over calls to 800 numbers.

Page 16036

(16) Harkin Amendment No. 1324, to combat telemarketing fraud through reasonable disclosure of certain records for telemarketing investigations.

Page 16038

(17) Kerry Modified Amendment 1342, to prohibit redlining of any high-cost area or any area on the basis of rural location or the income of the resident of such area.

Page 16039

(18) Stevens Modified Amendment No. 1300, to promote competition in the provision of telecommunications services and to reduce the need for universal service support mechanisms.

Pages 16047, 16050

(19) Stevens Amendment No. 1301, to modify the definition of LATA as it applies to commercial mobile services.

Page 16048

Subsequently, the amendment was modified.

Pages 16048, 16059

(20) Stevens Amendment No. 1302, to provide interconnection rules for commercial mobile services providers.

Page 16048

(21) Stevens Amendment No. 1304, to make a technical correction.

Page 16048

(22) Inouye (for Robb) Amendment No. 1280, to establish restrictions on access by children to obscene and indecent material on electronic information networks open to the public.

Pages 16048, 16052

Rejected:

(1) By 44 yeas to 56 nays (Vote No. 258), Feinstein/Kempthorne Amendment No. 1270, to strike the authority of the Federal Communications Commission to preempt State or local regulations that establish barriers to entry for interstate or intrastate telecommunications services.

Page 15983

(2) Kerrey Amendment No. 1344, to provide for the representation of consumers on the Federal-State Board on Universal Service. (By 55 yeas to 45 nays (Vote No. 260), Senate tabled the amendment.)

Page 15993

(3) Kerrey Amendment No. 1307, to require more than "an" interconnection agreement prior to long distance entry by a Bell Operating Company. (By 79 yeas to 21 nays (Vote No. 261), Senate tabled the amendment.)

Pages 15998, 16004

(4) Boxer/Levin Modified Amendment No. 1340, to preserve the basic tier of cable services. (By 60 yeas to 38 nays (Vote No. 262), Senate tabled the amendment.)

Page 16001

Subsequently, Boxer/Levin Amendment No. 1354 (to Amendment No. 1340), in the nature of a substitute, fell when its provisions were incorporated into Amendment No. 1340, listed above.

Page 16001

Withdrawn:

Dorgan Amendment No. 1343, to provide for Commission notification of the Attorney General of any approval of Bell Company entry into long distance.

Page 16033

Pending:

(1) Hollings (for Breaux) Amendment No. 1299, to require that at least 80% of vessels required to implement

the Global Maritime Distress and Safety System have the equipment installed and operating in good working condition.

Page 16034

(2) Pressler (for McCain) Amendment No. 1285, to means test the eligibility of the community users.

Page 16035

(3) Simon Modified Amendment No. 1283, to revise the authority relating to Federal Communications Commission rules on radio ownership.

Page 16040

(4) Heflin Amendment No. 1367, to provide for a local exchange carrier to acquire cable systems.

Page 16040

(5) Pressler (for Dole) Amendment No. 1341, to strike the volume discounts provisions.

Page 16041

(6) Warner Modified Amendment No. 1325, to require additional rules as a precondition to the authority for the Bell operating companies to engage in research and design activities relating to manufacturing.

Page 16041

(7) Lieberman Amendment No. 1298, to establish a determination of reasonableness of cable rates.

Page 16044

(8) Rockefeller Amendment No. 1292, to eliminate any possible jurisdictional question arising from universal service references in the health care providers for rural areas provision.

Page 16047

(9) Stevens/Inouye Amendment No. 1303, to ensure that resale of local services and functions is offered at an appropriate price for providing such services.

Page 16049

During consideration of this measure today, Senate also took the following action:

By 89 yeas to 11 nays (Vote No. 259), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to close further debate on the bill.

Page 15989

A unanimous-consent time agreement was reached providing for further consideration of the bill and pending amendments with votes to occur thereon, on Thursday, June 15, 1995.

Page 16059

Nominations Received: Senate received the following nominations: Beth Susan Slavet, of Massachusetts, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2002.

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Messages From the House: **Page 16060**

Measures Referred: **Page 16060**

Communications: **Page 16061**

Executive Reports of Committees: **Page 16061**

Statements on Introduced Bills: **Page 16061**

Additional Cosponsors: **Page 16067**

Amendments Submitted: **Page 16067**

Notices of Hearings: **Page 16083**

Authority for Committees: **Page 16083**

Additional Statements: **Page 16083**

Record Votes: Six record votes were taken today. (Total—263)

Pages 15986, 15989, 15994, 16005, 16026

Recess: Senate convened at 9 a.m., and recessed at 9:16 p.m., until 9 a.m., on Thursday, June 15, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on pages 16060, 16097.)

Committee Meetings

FOOD STAMP AND CHILD NUTRITION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original bill to provide flexibility to States to administer, and control the cost of, the food stamp and child nutrition programs, in lieu of S. 904.

BOSNIA

Committee on Armed Services: Committee resumed hearings to examine United States policy regarding the conflict in Bosnia, receiving testimony from former United States President Jimmy Carter; and Gen. John R. Galvin, USA (Ret.), former Supreme Allied Commander, Europe.

Hearings continue tomorrow.

D'OENCH DUHME REFORM ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 648, to clarify treatment of certain claims and defenses against an insured depository institution under receivership by the Federal Deposit Insurance Corporation, after receiving testimony from Senator Cohen; Sharon Powers Sivertsen, Assistant General Counsel, Federal Deposit Insurance Corporation; Mark P. Hileman, Assistant General Counsel, Resolution Trust Corporation; David S. Hess, Great Falls, Virginia, on behalf of the Citizens and Business For D'Oench Duhme Reform; James H. Harvey, Jr., T&J Heating and Air Conditioning, Inc., Bellingham, Massachusetts; Fred Galves, University of the Pacific McGeorge School of Law, Sacramento, California; Peter P. Swire, University of Virginia School of Law, Charlottesville; and Rhetta B. Sweeney, Comfed Savings Bank, Lowell, Massachusetts.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 92, to provide for the reconstitution of the outstanding repayment obligations of the administrator of the Bonneville Power Administration for the appropriated capital investments in the Federal Columbia River Power System;

S. 468, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Ohio;

S. 543, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Oregon;

S. 547, to extend the deadlines applicable to certain hydroelectric projects under the Federal Power Act;

S. 552, to allow the refurbishment and continued operation of a small hydroelectric facility in Central Montana by adjusting the amount of charges to be paid to the United States under the Federal Power Act;

S. 595, to provide for the extension of a hydroelectric project in West Virginia;

S. 611, to authorize an extension of time limitation for a Federal Energy Regulatory Commission-issued hydroelectric license; and

The nomination of James J. Hoecker, of Virginia, to be a Member of the Federal Energy Regulatory Commission, Department of Energy.

CUBAN LIBERTY AND SOLIDARITY ACT

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs concluded hearings on S. 381, to strengthen international sanctions against the Castro government in Cuba, and to develop a plan to support a transition government leading to a democratically elected government in Cuba, after receiving testimony from Senators Specter and Gramm; Representatives Burton, Ros-Lehtinen, Diaz-Balart, and Rangel; Bruce Fein, Great Falls, Virginia, former Associate Deputy Attorney General, Department of Justice; Alberto Diaz-Masvidal, Consolidated Development Corporation, Coral Gables, Florida; Otto Reich, U.S. Cuba Business Council, and Kim R. Holmes, Heritage Foundation, both of Washington, D.C.; and Francisco J. Hernandez, Cuban American National Foundation, Alfredo Duran, Cuban Committee for Democracy, and Ignacio E. Sanchez, Kelley Drye & Warren, all of Miami, Florida

IMMIGRATION CONTROL

Committee on the Judiciary: Subcommittee on Immigration approved for full committee consideration, with an amendment in the nature of a substitute, S. 269, to increase control over immigration to the United States by increasing border patrol and investigator personnel, improving the verification system for employer sanctions, increasing penalties for alien smuggling and for document fraud, reforming asylum, exclusion, and deportation law and procedures, instituting a land border user fee, and reducing the use of welfare by aliens.

JOB TRAINING CONSOLIDATION ACT

Committee on Labor and Human Resources: Committee began markup of S. 143, to consolidate Federal employment training programs and create a new process and structure for funding the programs, but did not complete action thereon, and will continue on Wednesday, June 21.

NOMINATION

Select Committee on Intelligence: Committee concluded hearings on the nomination of George J. Tenet, of Maryland, to be Deputy Director of Central Intelligence, after the nominee, who was introduced by Senators Sarbanes, Murkowski, and Nunn, and former Senators Rudman and Boren, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: Eighteen public bills, H.R. 1833–50; and three resolutions, H.J. Res. 94, H. Con. Res. 75–76, were introduced.

Page 15969

Reports Filed: One report was filed as follows: H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 104–138, Part 1).

Page 15969

Committees to Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, Resources, Science, and Transportation and Infrastructure.

Page 15896

Department of Defense Authorization: House continued consideration of H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996; but came to no resolution thereon. Consideration of amendments will resume on Thursday, June 15.

Page 15896

Agreed To:

The Clinger amendment, as amended by the Collins of Illinois amendment (agreed to by a recorded vote of 213 ayes to 207 noes, Roll No. 371), that reforms the acquisition procedures of the Department of Defense and civilian agencies by changing current competition requirements for Government purchases by requiring only the "maximum practicable competition" for the purchase, rather than "free and open" competition; simplifies acquisition procedures to be used for the purchase of all commercial items, not just those which cost less than $100,000 as under present law, while providing for the approval by the head of the agency of a sole source contract for commercial items; consolidates the current procurement integrity laws which prohibit the unauthorized disclosure of sensitive procurement information and increases the penalties for such disclosure; repeals fees or taxes to be paid to the Federal Government on foreign sales of products and technologies developed under government contracts; provides training for civilian agency procurement officials; and replaces the current tribunals for the resolution of contract disputes and bid protests with one board, to be charged with an increased use of alternative dispute resolution (agreed to by a recorded vote of 420 ayes to 1 no, Roll No. 372);

Page 15986

The Shays amendment that requires a reduction in the U.S. forces in NATO countries if those countries fail to increase their contributions to help cover the nonpersonnel costs of U.S. troops stationed in those NATO countries; provides for allied nations to cover specified percentages of nonpersonnel costs, beginning with 18.75 percent by September 30, 1996, 37.5 percent by September 30, 1997, 56.25 percent by September 30, 1998, and 75 percent by September 30, 1998; for each percentage point that the allied contribution is less than the percentage goal specified, U.S. forces in NATO countries would be reduced by 1,000 in the next fiscal year; and gives the President the authority to waive these requirements if he declares an emergency (agreed to by a recorded vote of 273 ayes to 156 noes, Roll No. 375);

Page 15941

The Pombo amendment that prohibits Defense Department contracts or grants to institutions of higher education that ban ROTC programs or that prevent their students from enrolling in ROTC programs at other institutions (agreed to by a recorded vote of 302 ayes to 125 noes, Roll No. 376); and

Pages 15948, 15960

The Molinari amendment that changes the applicability of the existing Stewart B. McKinney Homeless Assistance Act which gives organizations providing shelter for the homeless first preference to acquire surplus Federal property so that it would not apply to property located at closed military bases (agreed to by a recorded vote of 293 ayes to 133 noes, Roll No. 379).

Pages 15957, 15962

Rejected:

The Pratt amendment that sought to clarify that the national missile defense (NMD) system will be compliant with the 1972 ABM Treaty; provide that, if any provision authorizes a non-compliant NMD system or breach of the treaty, such provision is based on the assumption that the ABM Treaty would be amended to make the provision treaty compliant (rejected by a recorded vote of 185 ayes to 242 noes, Roll No. 373);

Page 15932

The DeFazio of Oregon amendment that sought to cut $628 million from the research and development function of the Ballistic Missile Defense Organization (BMDO) to the level requested for the BMDO by the Administration; allocate $150 million of funds saved by this reduction to increase by September 1 the variable housing Allowance for military personnel living off-base in high cost areas of the country; and direct the Department of Defense to allocate the remainder of saved funds for the variable housing allowance and/or the "Basic Allowance for Quarters" in order to minimize the need for enlisted personnel to apply for Food Stamps (rejected by a recorded vote of 178 ayes to 250 noes, Roll No. 374);

Page 15937

The Berman amendment that sought to strike provisions establishing a new Defense Export Loan Guarantee Program (rejected by a recorded vote of 152 ayes to 377 noes, Roll No. 377); and

Pages 15951, 15961

The Kolbe amendment that sought to permit the Defense Department to use inmates provided by State or local corrections facilities to perform certain work on military installations (rejected by a recorded vote of 214 ayes to 214 noes, Roll No. 378).

Pages 15955, 15961

Committees To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 15: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform, Judiciary, Resources, Science, Small Business, Transportation and Infrastructure, Veterans' Affairs, and Intelligence.

Page 15964

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 15970.

Quorum Calls—Votes: Nine recorded votes developed during the proceedings of the House today and appear on pages 15922, 15923, 15937, 15941, 15948, 15960, 15961, 15962. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:52 p.m.

Committee Meetings

FARM BILL—AGRICULTURAL TRADE TITLE

Committee on Agriculture: Held a hearing on the 1995 Farm Bill—Agricultural Trade Title. Testimony was heard from Dan Glickman, Secretary of Agriculture; Allen I. Mendelowitz, Managing Director, International Trade, Finance, and Competitiveness, GAO; and public witnesses.

AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, FDA, and Related Agencies Appropriations approved for full Committee action the Agriculture, Rural Development, FDA, and Related Agencies Appropriations for fiscal year 1996.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Finances. Testimony was heard from Jeffrey C. Steinhoff, Director, Planning, and Reporting, Accounting and Information Management Division, GAO; and Franklin L. Smith, Superintendent of Schools, Chief State School Officer, District of Columbia.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security held a hearing on Contingency Operations. Testimony was heard from the following officials of the Department of Defense: William J. Perry, Secretary; Gen. John Shalikashvili, USA, Chairman, Joint Chiefs of Staff; and John J. Hamre, Under Secretary (Comptroller/Chief Financial Officer).

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit began markup of H.R. 1362, Financial Institutions Regulatory Relief Act of 1995.

Will continue tomorrow.

ISSUANCE OF SUBPOENAS

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations unanimously approved the issuance of subpoenas for the upcoming hearings concerning the performance of the RTC's Professional Liability Program.

D.C. HOUSING AND COMMUNITY DEVELOPMENT ISSUES

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity held a hearing on D.C. Housing and Community Development Issues. Testimony was heard from Susan Gaffney, Inspector General, Department of Housing and Urban Development; the following officials of the District of Columbia: John Ray, at-large; Frank Smith, Ward 1; Charlene Drew Jarvis, Ward 4, all members of the Council; David Gilmore, Receiver, Department of Public and Assisted Housing; and Merrick Malone, Director, Department of Housing and Community Development; and public witnesses.

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials forwarded to the full Committee without recommendation H.R. 1062, Financial Services Competitiveness Act of 1995.

RYAN WHITE CARE ACT AMENDMENTS

Committee on Commerce: Subcommittee on Health and Environment approved for full Committee action the introduction of a clean bill the Ryan White CARE Act Amendments of 1995.

STRIKER REPLACEMENT

Committee on Economic and Educational Opportunities: Ordered reported H.R. 1176, to nullify an executive order that prohibits Federal contracts with companies that hire permanent replacements for striking employees.

ACCREDITATION—POST-GRADUATE MEDICAL EDUCATION

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Accreditation of Post-graduate Medical Education. Testimony was heard from public witnesses.

OPM OVERSIGHT: FEDERAL INVESTIGATIONS POLICY

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on OPM Oversight: Federal Investigations Policy. Testimony was heard from Patricia W. Lattimore, Associate Director, Investigations Service, OPM; Timothy P. Bowling, Associate Director, Federal Human Resources Management Issues, GAO; Thomas McFee, Assistant Secretary Personnel Administration, Department of Health and Human Services; and John T. Elliff, Director, Counterintelligence and Security Programs for Assistant Secretary, Command, Control, Communications and Intelligence, Department of Defense.

Hearings continue tomorrow.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on the Postal Service continued oversight hearings on the U.S. Postal Service. Testimony was heard from public witnesses.

Hearings continue June 28.

COMMITTEE BUSINESS

Committee on House Oversight: Approved the following pending Committee business: authorizing employee training and outplacement services; authorizing issuance of RFP (Request for Proposals) for House Postal Operations and authorizing U.S. Postal Service to operate five window facilities within the House; authorizing outsourcing of House Folding Room; terminating contracts with inhouse printers; downsizing and reforming operations of House Recording Studio; downsizing and reforming operations of House Photography Studio; approving Office 2000 Initiative; approving staffing, reorganization and renaming of House Information Systems; and approving staffing and reorganization of Operations under the Chief Administrative Officer.

COMPREHENSIVE ANTITERRORISM ACT

Committee on the Judiciary: Began markup of H.R. 1710, Comprehensive Antiterrorism Act of 1995.

Will continue tomorrow.

NATIONAL PARK SYSTEM IMPROVEMENT IN VIRGINIA

Committee on Resources: Ordered reported amended H.R. 1091, to improve the National Park System in the Commonwealth of Virginia.

AUTHORIZATIONS—NSF AND U.S. FIRE ADMINISTRATION

Committee on Science: Subcommittee on Basic Research approved for full Committee action the following: the National Science Foundation Authorization Act; and the United States Fire Administration Authorization Act.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported the following measures: H.R. 714, amended, Illinois Land Conservation Act of 1995; and H. Con. Res. 38, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby.

The Committee also began markup of H.R. 1788, Amtrak Reform and Privatization Act of 1995.

Committee recessed subject to call.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action the following: H.R. 541, amended, Atlantic Tunas Convention Act of 1995; and Trade Technical Corrections.

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Thursday, June 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 16177–16288

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 924–933, and S. Res. 134 and 135.

Pages 16256, 16280

Measures Passed:

Telecommunications Competition/Deregulation Act: By 81 yeas to 18 nays (Vote No. 268), Senate passed S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, after taking action on further amendments proposed thereto, as follows:

Pages 16177, 16182, 16221

Adopted:

(1) Warner Modified Amendment No. 1325, to require that each Bell operating company provide information on protocols and technical requirements for connection with and use of its telephone exchange service facilities.

Pages 16177, 16192, 16221

(2) By 98 yeas to 1 nay (Vote No. 264), Pressler (for McCain) Amendment No. 1285, to means test the eligibility of the community users.

Pages 16177, 16197

(3) Heflin Amendment No. 1367, to provide for a local exchange carrier to acquire cable systems.

Pages 16177, 16199

(4) Hollings (for Breaux) Modified Amendment No. 1299, to require that at least 80% of vessels required to implement the Global Maritime Distress and Safety System have the equipment installed and operating in good working condition.

Pages 16177, 16236

(5) By 59 yeas to 39 nays, 1 voting present, (Vote No. 267), Pressler (for Dole) Amendment No. 1341, to strike the volume discounts provisions.

Pages 16177, 16199, 16224, 16239

(6) Pressler Amendment No. 1422, to substitute a dollar-based limit on small cable rate relief rather than one based on media ownership.

Page 16236

(7) Pressler Amendment No. 1423, of a technical nature.

Page 16236

Rejected:

(1) Simon Modified Amendment No. 1283, to revise the authority relating to Federal Communications Commission rules on radio ownership. (By 64 yeas to 34 nays, 1 voting present (Vote No. 265), Senate tabled the amendment.)

Pages 16177, 16183, 16190, 16193, 16197, 16221

(2) Lieberman Amendment No. 1298, to establish a determination of reasonableness of cable rates. (By 67 yeas to 31 nays, 1 voting present (Vote No. 266), Senate tabled the amendment.)

Pages 16177, 16182, 16187, 16191

Withdrawn:

(1) Stevens/Inouye Amendment No. 1303, to ensure that resale of local services and functions is offered at an appropriate price for providing such services.

Pages 16177, 16199

(2) Rockefeller Amendment No. 1292, to eliminate any possible jurisdictional question arising from universal service references in the health care providers for rural areas provision.

Pages 16177, 16199

During consideration of this measure today, Senate also took the following action:

Kerry Amendment No. 1313, to clarify State ratemaking authority, agreed to on Wednesday, June 14, was modified by unanimous consent.

Page 16236

Commending Sheila Burke: Senate agreed to S. Res. 134, expressing the Senate's gratitude to Sheila B. Burke for her service as Secretary of the Senate.

Page 16242

Authorizing Use of Capitol Grounds: Committee on Rules and Administration was discharged from further consideration of S. Con. Res. 17, authorizing the use of the Capitol Grounds for the exhibition of the RAH–66 Camanche helicopter, and the resolution was then agreed to.

Page 16250

Authorizing Production of Documents: Senate agreed to S. Res. 135, to authorize the production of documents, testimony from a former Senate employee, and representation by Senate Legal Counsel.

Page 16250

National Highway System Designation Act: Senate began consideration of a motion to proceed to consideration of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System.

Page 16242

A motion was entered to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, June 19, 1995.

Page 16250

Senate will continue consideration of the motion to proceed to consideration of the bill on Friday, June 16.

Communications: **Page 16254**

Executive Reports of Committees: **Page 16255**

Statements on Introduced Bills: **Page 16255**

Additional Cosponsors: **Page 16279**

Amendments Submitted: **Page 16280**

Authority for Committees: **Page 16281**

Additional Statements: **Page 16281**

Record Votes: Five record votes were taken today. (Total—268)

Pages 16197, 16198, 16240, 16242

Recess: Senate convened at 9 a.m., and recessed at 6:57 p.m., until 10 a.m., on Friday, June 16, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 16287.)

Committee Meetings

1995 FARM BILL: COMMODITY POLICY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Production and Price Competitiveness held hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on commodity program policies, receiving testimony from Senator Burns; James H. Sanford, Prattville, Alabama, on behalf of the National Cotton Council; Tommy Hillman, Carlisle, Arkansas, on behalf of the USA Rice Federation; John Long, Newberry, South Carolina, on behalf of the American Soybean Association; Ross Hansen, Genoa, Colorado, on behalf of the National Association of Wheat Growers; Rod Gangwish, Shelton, Nebraska, on behalf of the National Corn Growers Association, James Earl Mobley, Alabama Peanut Producers Association, Shorterville, on behalf of the National Peanut Growers Group; Craig Anderson, Longmont, Colorado, on behalf of the American Sugarbeet Growers Association; James C. Barr, National Milk Producers Federation, Arlington, Virginia; Less Guthrie, Porterville, California, on behalf of the National Cattlemen's Association; Cindy Siddoway, Terreton, Idaho, on behalf of the American Sheep Industry Association; Pat Henderson, American Oat Association, Minneapolis, Minnesota; Bill Kubecka, National Grain Sorghum Producers, Abernathy, Texas; Robert P. Dixon, SF Services, Inc., North Little Rock, Arkansas, on behalf of the National Council of Farmer Cooperatives; and Dale E. Aupperle, American Society of Farm Managers and Rural Appraisers, Inc., Denver, Colorado.

Hearings were recessed subject to call.

BOSNIA

Committee on Armed Services: Committee continued hearings to examine United States policy regarding the conflict in Bosnia, receiving testimony from James R. Schlesinger, former Secretary of Defense and former Secretary of Energy; Richard L. Armitage, former Assistant Secretary of Defense and former Director, U.S. Assistance to Newly Independent States; and Col. Harry G. Summers, Jr., USA (Ret.), Bowie, Maryland.

Committee recessed subject to call.

FHA-INSURED AND ASSISTED MULTIFAMILY HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded hearings on the Department of Housing and Urban Development's proposal to restructure the Federal Housing Administration-insured multifamily housing portfolio that receives HUD project-based Section 8 assistance, after receiving testimony from Susan Gaffney, Inspector General, Nicholas P. Retsinas, Assistant Secretary for Housing, Federal Housing Commissioner, and Helen Dunlap, Deputy Assistant Secretary for Multifamily Housing, all of the Department of Housing and Urban Development; Jim Wells, Associate Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; Larry H. Dale, Fannie Mae, Washington, D.C.; and David A. Smith, Recapitalization

Advisors, Inc., and William E. Haynsworth, Boston Financial Group, both of Boston, Massachusetts.

U.S. MILITIA MOVEMENT

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information held hearings to examine the scope of militia organizations in the United States, the nature of their activities, their reason for existence, and the extent to which they pose a threat to American citizens, receiving testimony from Senators Baucus and Levin; James L. Brown, Deputy Associate Director for Criminal Enforcement, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Robert M. Bryant, Assistant Director, National Security Division, Federal Bureau of Investigation, Department of Justice; Col. Fred M. Mills, Missouri State Highway Patrol, Jefferson City; Maricopa County Attorney Richard M. Romley, Phoenix, Arizona; Musselshell County Attorney John Bohlman, Roundup, Montana; John E. Trochmann and Robert Fletcher, both of Noxon, Montana; Ken Adams, Harbor Springs, Michigan; James Johnson, Columbus, Ohio; and Norman Olson, Alanson, Michigan.

Hearings were recessed subject to call.

AFFIRMATIVE ACTION IN EMPLOYMENT

Committee on Labor and Human Resources: Committee concluded oversight hearings to examine affirmative action in employment, focusing on compliance with Executive Order 11246, which prohibits employers with Federal contracts from discriminating against job applicants or employees on the basis of race, sex, national origin or religion, and requires Federal contractors to take affirmative action to ensure equal opportunity, after receiving testimony from Shirley J. Wilcher, Deputy Assistant Secretary for Federal Contract Compliance, Employment Standards Administration, Department of Labor; Arthur A. Fletcher, Chairman, U.S. Commission on Civil Rights; Ellen Shong Bergman, Ellen Shong and Associates, Sea Brook, South Carolina; Susan R. Meisinger, Society for Human Resource Management, Alexandria, Virginia; Linda Chavez, Center for Equal Opportunity, Brian W. Jones, Center for New Black Leadership, and Marsha Greenberger, National Women's Law Center, all of Washington, D.C.; and John Trygg, Junction City, Kansas.

AUTHORIZATION—FEC

Committee on Rules and Administration: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1996 for the Federal Election Commission, after receiving testimony from Danny Lee McDonald, Chairman, and Lee Ann Elliott, Commissioner, both of the Federal Election Commission; and Brent Thompson, Fair Government Foundation, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 1851–1866, 1868; one private bill, H.R. 1867; and one resolution, H. Con. Res. 77, were introduced.

Page 16174

Reports Filed: Reports were filed as follows:

H.R. 70, to permit exports of certain domestically produced crude oil (H. Rept. 104–139, Pt. 1);

H. Res. 167, providing for consideration of H.R. 1817, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–140);

H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996 (H. Rept. 104–141);

Report entitled "Subdivision of Budget Totals for fiscal year 1996" (H. Rept. 104–142); and

H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996 (H. Rept. 104–143).

Page 16174

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Torkildsen as Speaker pro tempore for today.

Page 16113

Journal: By a yea-and-nay vote of 356 yeas and 49 nays, Roll No. 380, the House approved the Journal of Wednesday, June 14.

Page 16113

Department of Defense Authorization: By a recorded vote of 300 ayes to 126 noes, Roll No. 385, the House passed H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996.

Page 16118

Rejected the Dellums motion to recommit the bill to the Committee on National Security with instructions to report the bill back forthwith containing an amendment to authorize $100 million for impact aid for school-aged dependents of certain military personnel (rejected by a recorded vote of 188 ayes to 239 noes, Roll No. 384).

Page 16147

Agreed To:

The Markey amendment that reduces the authorization for the Department of Energy tritium production activities from $100 million to $50 million (agreed to by a recorded vote of 214 ayes to 208 noes, Roll No. 381); and

Page 16118

The Spence en bloc amendment that expresses the sense of Congress concerning unilateral implementation of the Start II Treaty; authorizes an additional $9 million for a superconducting radio frequency free election laser program; authorizes $28 million for the advanced submarine combat systems development program; authorizes an additional $10 million to establish a joint targeting support system testbed; establishes new procedures whereby there is placed an increased reliance on private sector services for the Department of Defense; authorizes expansion of the Southwest Border States Anti-Drug Information System; improves combat readiness of the National Guard and Reserves; expresses the sense of Congress that the Uniformed Services Family Health Plan should not be terminated; implements uniform cost sharing requirements for Uniformed Services Treatment Facilities; establishes cost reimbursement rules for indirect costs attributable to private sector work of defense contractors; prohibits the consolidation of the Aviation Technical Test Center with any other aviation testing facility until 60 days after a report submitted to the Congress and evaluated; reinstates certain applications of the Buy America Act; expresses the sense of the Congress regarding the Chemical Weapons Convention; establishes an accelerated schedule for environmental management activities; and modifies the existing land conveyance agreement of the Hamilton Air Force Base (agreed to by a recorded vote of 411 ayes to 14 noes, Roll No. 383).

Page 16136

Rejected the DeLauro amendment that sought to eliminate provisions that prohibit privately funded abortions at overseas Department of Defense medical facilities (rejected by a recorded vote of 196 ayes to 230 noes, Roll No. 382).

Page 16126

The Clerk was authorized to correct section numbers, punctuation, cross-references, and to make such other technical, clerical and conforming changes as may be necessary in the engrossment of the bill.

Page 16151

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 16113, 16126, 16136, 16144, 16149, 16150. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:20 p.m.

Committee Meetings

FARM BILL—RICE, WHEAT AND OILSEED TITLES

Committee on Agriculture: Subcommittee on General Farm Commodities continued hearings on the Farm Bill—Rice, Wheat, and Oilseed Titles. Testimony was heard from Representative Lincoln; and public witnesses.

LEGISLATIVE AND FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriation bills for fiscal year 1996: Legislative; and the Foreign Operations, Export Financing and Related Programs.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit approved for full Committee action amended H.R. 1362, Financial Institutions Regulatory Relief Act of 1995.

SUPERFUND REAUTHORIZATION

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on the reauthorization of the Superfund program. Testimony was heard from Senator Inhofe; Representatives Regula and Visclosky; Tim Fields, Administrator, EPA; Becky Norton Dunloop, Secretary of Natural Resources, State of Virginia; Nick DiPasquale, Division Director for Air and Waste Management, Department of Natural Resources, State of Delaware; Jim Strock, Secretary, Environmental Protection Agency, State of California; Cindy Hafner, Supervising Attorney, Division of Emergency and Remedial Response, Environmental Protection Agency, State of Ohio; Gail Norton, Attorney General, State of Colorado; and public witnesses.

Hearings continue June 20.

TRANSFORMATION OF MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and the Environment continued hearings on the Transformation of the Medicaid program. Testimony was heard from Kwai-Cheung-Chan, Director, Division of Program, Evaluation and Methodology, GAO; David Satcher, M.D., Director, Centers for Disease Control and Prevention, Department of Health and Human Services; Elin Gursky, M.D., Senior Assistant Commissioner of Health, Department of Health, State of New Jersey; David R. Smith, M.D., Commissioner, Department of Health, State of Texas; and public witnesses.

ECONOMICALLY TARGETED INVESTMENTS

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on H.R. 1594, to place restrictions on the promotion by the Department of Labor and other Federal agencies and instrumentalities of economically targeted investments in connection with employee benefit plans. Testimony was heard from Representative Saxton; Olena Berg, Assistant Secretary, Pension and Welfare Benefits Administration, Department of Labor; and public witnesses.

OPM OVERSIGHT: CONTRACTING FEDERAL INVESTIGATIONS

Committee on Government Reform and Oversight: Subcommittee on Civil Service concluded hearings on OPM Oversight: Contracting Federal Investigations. Testimony was heard from James B. King, Director, OPM; G. Edward

DeSeve, Controller, OMB; Timothy P. Bowling, Associate Director, Federal Human Resources Management Issues, GAO; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Anti-Fraud and Abuse Enforcement in Medicare/Medicaid programs. Testimony was heard from the following officials of the Department of Health and Human Services: Bruce Vladeck, Administrator, Health Care Financing Administration; and June Gibbs Brown, Inspector General; Gerald Stern, Special Counsel, Financial Institution Fraud, Department of Justice; Jonathan Ratner, Assistance Director, Health Financial Issues, GAO; Rufus Noble, Inspector General, Agency for Health Care Administration, State of Florida; and a public witness.

COMPREHENSIVE ANTITERRORISM ACT

Committee on the Judiciary: Continued markup of H.R. 1710, Comprehensive Antiterrorism Act of 1995.

Will continue tomorrow.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law continued oversight hearings on the reauthorization of Legal Services Corporation. Testimony was heard from Representative Taylor of North Carolina; and public witnesses.

Hearings continue June 22.

OVERSIGHT

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing on partial-birth abortions. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held an oversight hearing on the NOAA's Ocean and Coastal Programs. Testimony was heard from D. James Baker, Under Secretary, Oceans and Atmosphere, Department of Commerce; and public witnesses.

CENTRAL UTAH PROJECT COMPLETION ACT

Committee on Resources: Subcommittee on Water and Power Resources held a hearing on H.R. 1823, to amend the Central Utah Project Completion Act to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Central Utah Water Conservancy District dated December 28, 1965, and November 26, 1965. Testimony was heard from Representative Hansen; and Roger Patterson, Regional Director, Mid-Pacific Region, Bureau of Reclamation, Department of the Interior.

OVERSIGHT

Committee on Resources: Subcommittee on Water and Power Resources held an oversight hearing on possible transfer of Reclamation facilities out of Federal Control. Testimony was heard from Representative Laughlin; Roger Patterson, Regional Director, Mid-Pacific Region, Bureau of Reclamation, Department of the Interior; and public witnesses.

ABOLISH CONSENT CALENDAR—ESTABLISH CORRECTIONS CALENDAR

Committee on Rules: Ordered reported, by a record vote of 9 to 4, a new privileged resolution consisting of the text of H. Res. 161, as amended by the Committee, amending clause 4 of House Rule XIII, by abolishing the Consent Calendar and establishing a new Corrections Calendar. H. Res. 161 was laid upon the table.

LINE-ITEM VETO

Committee on Rules: Pursuant to clause 1 of House Rule XX, the Committee, by a voice vote, adopted a motion authorizing the Chairman to offer such motions as may be necessary in the House to go to conference with the Senate on S. 4, relating to the line-item veto (or a similar House bill).

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted, by a voice vote, an open rule providing 1 hour of debate on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996. The rule waives clause 2 (prohibiting unauthorized and legislative provisions) and clause 6 (prohibiting reappropriations) of rule XXI against provision of the bill.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. The rule provides one motion to recommit. Finally, the rule provides that the spending and credit allocations to the Committee on Appropriations contained in the House passed budget resolution shall apply for Budget Act enforcement purposes until final adoption of a budget resolution. Testimony was heard from Representatives Vucanovich, Hefner, Brewster, and Harman.

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY INDUSTRIAL SERVICES AUTHORIZATION ACT; ADVANCED TECHNOLOGY ADMINISTRATION ACT

Committee on Science: Subcommittee on Technology approved for full Committee action the following measures: the National Institute of Standards and Technology Industrial Services Authorization Act of 1995; and the Advanced Technology Administration Act of 1995.

OSHA'S FALL PROTECTION STANDARD

Committee on Small Business: Subcommittee on Regulation and Paperwork held a hearing on OSHA's Fall Protection Standard. Testimony was heard from Joseph A. Dear, Assistant Secretary and Director, Occupational Safety and Health Administration, Department of Labor; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the following bills: H.R. 395, to designate the U.S. courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, NV, as the "Bruce R. Thompson United States Courthouse and Federal Building;" H.R. 840, to designate the Federal building and U.S. courthouse located at 215 South Evans Street in Greenville, NC, as the "Walter B. Jones Federal Building and United States Courthouse;" H.R. 869, to designate the Federal building and U.S. courthouse located at 125 Market Street in Youngstown, OH, as the "Thomas D. Lambros Federal Building and U.S. Courthouse;" H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, KY, as the "Romano L. Mazzoli Federal Building;" H.R. 255, to designate the Federal Justice Building in Miami, FL, as the "James Lawrence King Federal Justice Building;" H.R. 1804, to designate the U.S. Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, AR, as the "Judge Isaac C. Parker Federal Building;" H.R. 309, Hopewell Township Investment Act of 1995. Testimony was heard from Representatives Vucanovich, Hastings of Florida, Traficant, Hutchinson and Klink.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported the following bills: H.R. 1384, to amend title 38, United States Code, to exempt certain full-time health-care professionals of the Department of Veterans Affairs from restriction on remunerated outside professional activities; H.R. 1536, to amend title 38, United States Code, to extend for 2 years an expiring authority of the Secretary of Veterans Affairs with respect to determination of locality salaries for certain nurse anesthetist positions in the Department of Veterans Affairs; and H.R. 1565, amended, to amend title 38, United States Code, to extend through December 31, 1997, the period during which the Secretary of Veterans Affairs is authorized to provide priority health care to certain veterans exposed to Agent Orange, ionizing radiation or environmental hazards.

EARNED INCOME TAX CREDIT

Committee on Ways and Means: Subcommittee on Oversight and the Subcommittee on Human Resources held a joint hearing on the Earned Income Tax Credit. Testimony was heard from Representatives Petri and Hutchinson; from the following officials of the Department of the Treasury: Leslie B. Samuels, Assistant Secretary, Tax Policy; and Margaret Milner Richardson, Commission, IRS; Joseph A. Antolin, Deputy Director, Department of Public Aid, State of Illinois; and public witnesses.

TERRORISM

Permanent Select Committee on Intelligence: Subcommittee on Human Intelligence, Analysis, and Counterintelligence met in executive session to hold a hearing on Terrorism. Testimony was heard from departmental witnesses.

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Friday, June 16, 1995

Senate

Chamber Action

Routine Proceedings, pages 16299–16372

Measures Introduced: Nine bills were introduced, as follows: S. 934–942.

Page 16325

National Highway System Designation Act: Senate began consideration of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, with a modified committee amendment in the nature of a substitute.

Pages 16305, 16319

A unanimous-consent agreement was reached providing for further consideration of the bill on Monday, June 19, 1995.

Page 16372

Subsequently, the scheduled cloture vote to occur at 3 p.m. on Monday, June 19, was vitiated.

Page 16319

Regulatory Transition Act: Senate disagreed to the amendment of the House to S. 219, to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees: Senators Nickles, Stevens, Thompson, Grassley, Glenn, Levin, and Reid.

Page 16370

Statements on Introduced Bills: **Page 16325**

Additional Cosponsors: **Page 16339**

Notices of Hearings: **Page 16339**

Authority for Committees: **Page 16339**

Additional Statements: Page 16340

Adjournment: Senate convened at 10 a.m., and adjourned at 2:09 p.m., until 12 noon, on Monday, June 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 16372.)

Committee Meetings

RAIL ASSISTANCE

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on S. 920, authorizing funds for fiscal year 1996 for rebuilding and improving the rail lines serving smaller cities and rural areas, and to discuss the future of the National Railroad Passenger Corporation (Amtrak), after receiving testimony from Mortimer L. Downey, Deputy Secretary of Transportation; Thomas Downs, President and Chairman, National Railroad Passenger Corporation (Amtrak); South Dakota Deputy Secretary of Transportation Dean Schofield, Pierre; Mayor John Robert Smith, Meridian, Mississippi, on behalf of the Amtrak Regional Forum Workshop; and Edwin L. Harper, Association of American Railroads, William E. Loftus, American Short Line Railroad Association, Peter Gilbertson, Regional Railroads of America, Craig Lentzsch, Greyhound, Inc., on behalf of the American Bus Association, and Sonny Hall, Safe Transit and Rail Transportation (START), on behalf of the Transport Workers Union, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 1869–1885; one private bill, H.R. 1886; and two resolutions, H.J. Res. 95–96, were introduced. Page 16408

Reports Filed: Reports were filed as follows:

H. Res. 168, amending clause 4 of rule XIII of the Rules of the House to abolish the Consent Calendar and to establish in its place a Corrections Calendar (H. Rept. 104–144); and

H.R. 1812, to amend the Internal Revenue Code of 1986 to revise the income, estate, and gift tax rules applicable to individuals who lose United States citizenship, amended (H. Rept. 104–145). Page 16408

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Burton of Indiana to act as Speaker pro tempore for today. Page 16373

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce and Economic and Educational Opportunities. Page 16374

Military Construction Appropriations: House completed all general debate on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996; but came to no resolution thereon. Consideration of amendments will resume on Tuesday, June 20. Page 16382

Agreed to the Herger amendment that reduces Army military construction appropriations by $14 million (agreed to by a recorded vote 261 ayes to 137 noes, Roll No. 388). Page 16391

H. Res. 167. the rule under which the bill is being considered, was agreed to earlier by a recorded vote of 245 ayes to 155 noes, Roll No. 387. Agreed to order the previous question on the rule by a yea-and-nay vote of 223 yeas to 180 nays, Roll No. 386. Page 16375

Legislative Program: The majority leader announced the legislative program for the week of June 19. Agreed to adjourn from Friday to Monday. Page 16399

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 21. Page 16400

Senate Messages: Messages received from the Senate today appear on page 16373.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 16381, 16382, 16398. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:06 p.m.

Committee Meetings

FINANCIAL SERVICES COMPETITIVENESS ACT

Committee on Commerce: Ordered reported amended without recommendation H.R. 1062, Financial Services Competitiveness Act of 1995.

COMPREHENSIVE ANTITERRORISM ACT

Committee on the Judiciary: Continued markup of H.R. 1710, Comprehensive Antiterrorism Act of 1995.

Will continue June 20.

Monday, June 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 16429–16466

Measures Introduced: One bill and one resolution were introduced, as follows: S. 943 and S. Res. 136.

Page 16446

Measures Reported: Reports were made as follows:

S. 240, to amend the Securities Exchange Act of 1934 to establish a filing deadline and to provide certain safeguards to ensure that the interests of investors are well protected under the implied private action provisions of the Act, with an amendment in the nature of a substitute. (S. Rept. No. 104–98)

Page 16446

Measures Passed:

Authorizing Representation by Senate Legal Counsel: Senate agreed to S. Res. 136, to authorize representation by Senate Legal Counsel.

Page 16463

National Highway System Designation Act: Senate resumed consideration of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 16431, 16438, 16441

Adopted:

Hutchison Amendment No. 1424, to make a technical correction to change the description of a rural access project in Texas.

Page 16438

Hutchison Amendment No. 1425, to change the identification of a high priority corridor on the National Highway System in Texas.

Page 16438

Moynihan (for Bumpers) Amendment No. 1426, to clarify a certain provision to ensure that High Priority Corridor 18 is included on the approved National Highway System after feasibility study is completed.

Page 16444

A unanimous-consent agreement was reached providing for consideration of certain further amendments to be proposed to the bill.

Page 16441

Senate will resume consideration of the bill and amendments to be proposed thereto, on Tuesday, June 20.

Nominations Received: Senate received the following nominations: Received on Friday, June 16, during the adjournment:

David W. Burke, of New York, to be a Member of the Broadcasting Board of Governors for a term of three years.

Edward E. Kaufman, of Delaware, to be a Member of the Broadcasting Board of Governors for a term of two years.

Tom C. Korologos, of Virginia, to be a Member of the Broadcasting Board of Governors for a term of three years.

Bette Bao Lord, of New York, to be a Member of the Broadcasting Board of Governors for a term of two years.

Page 16466

Received today:

Peggy Blackford, of New Jersey, to be Ambassador to the Republic of Guinea-Bissau.

Edward Brynn, of Vermont, to be Ambassador to the Republic of Ghana.

John L. Hirsch, of New York, to be Ambassador to the Republic of Sierra Leone.

Vicki J. Huddleston, of Arizona, to be Ambassador to the Democratic Republic of Madagascar.

Elizabeth Raspolic, of Virginia, to be Ambassador to the Gabonese Republic and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Democratic Republic of Sao Tome and Principe.

Daniel Howard Simpson, of Ohio, to be Ambassador to the Republic of Zaire.

Page 16466

Measures Placed on Calendar: **Page 16447**

Communications: **Page 16447**

Statements on Introduced Bills: **Page 16447**

Additional Cosponsors: **Page 16447**

Amendments Submitted: **Page 16477**

Notices of Hearings: **Page 16448**

Authority for Committees: **Page 16448**

Additional Statements: **Page 16448**

Recess: Senate convened at 12 Noon, and recessed at 5:25 p.m., until 9:30 a.m., on Tuesday, June 20, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 16466.)

Committee Meetings

S CORPORATION REFORM/HOME OFFICE DEDUCTIONS

Committee on Finance: Subcommittee on Taxation and IRS Oversight held hearings on S. 758, to amend the Internal Revenue Code to increase from 35 to 50 the maximum number of shareholders of an S Corporation (electing small business corporation), to allow members of a family to be treated as one shareholder, and to allow an S. Corporation to issue qualified preferred stock, S. 327, to amend the Internal Revenue Code to provide clarification for the deductibility of expenses incurred by a taxpayer in connection with the business use of the home, and certain provisions to change the rules for claiming expenses for the business use of a home of H.R. 1215, Contract With America Tax Relief Act, receiving testimony from Glen A. Kohl, Tax Legislative Counsel, Department of the Treasury; Brad Barney, Barney Trucking, Inc., Salina, Utah, on behalf of the S Corporation Reform Project; Martin D. Ginsburg, Georgetown University Law Center, Samuel P. Starr, American Institute of Certified Public Accountants, and Mortimer Caplin, Caplin & Drysdale, all of Washington, D.C.; Judith Obermayer, Obermayer Associates, West Newton, Massachusetts, on behalf of the National Association for the Self-Employed, Susan Pace Hamill, University of Alabama School of Law, Tuscaloosa; Wendy C. Gerzog, University of Baltimore School of Law, Baltimore, Maryland; and Craig Willett, Willett and Associates, Provo, Utah, on behalf of the National Federation of Independent Business.

Hearings were recessed subject to call.

FEDERAL PENSION REFORM

Committee on Governmental Affairs: Subcommittee on Post Office and Civil Service concluded hearings on proposals to reform the Federal pension system, after receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Stephen H. Greene, Deputy Administrator, Drug Enforcement Administration, both of the Department of Justice; Robert Mansker, Staff Member, Joint Committee on Printing; John N. Sturdivant, American Federation of Government Employees (AFL–CIO), Robert Tobias, National Treasury Employees Union, Sonya Constantine, National Federation of Federal Employees, Moe Biller, American Postal Workers Union (AFL–CIO), Vince Palladino, National Association of Postal Supervisors, Carol A. Bonosaro, Senior Executives Association, Helene A. Benson, Professional Managers Association, and Charles R. Jackson, National Association of Retired Federal Employees, all of Washington, D.C.; Ted Carrico, National Association of Postmasters, Roger W. Moreland, National Rural Letter Carriers' Association, William P. Brennan, National League of Postmasters of the United States, and Bruce L. Moyer, Federal Managers Association, all of Alexandria, Virginia; and Robert S. Duncan, Columbia, Missouri, on behalf of the Social Security Management Associations, Inc.

House of Representatives

Chamber Action

Bills Introduced: Two public bills, H.R. 1887–1888 were introduced.

Page 16427

Report Filed: One report was filed as follows: H. Res. 169, providing for the consideration of H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996 (H. Rept. 104–146).

Page 16426

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shays to act as Speaker pro tempore for today.

Page 16423

Recess: House recessed at 12:37 p.m. and reconvened at 5:56 p.m.

Page 16426

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16427.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 5:58 p.m.

Committee Meetings

OVERSIGHT

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations held an oversight hearing concerning the performance of the RTC's Professional Liability Program, with emphasis upon the Dallas, Texas, regional office. Testimony was heard from certain Dallas Investigators of the RTC; and public witnesses.

Hearings continue tomorrow.

DRUGS AND BIOLOGICS

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings to examine the FDA's drug and biologic review process. Testimony was heard from public witnesses.

FCC REAUTHORIZATION

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing to reauthorize the Federal Communications Commission. Testimony was heard from the following officials of the FCC: Reed E. Hundt, Chairman; Andrew C. Barrett, Susan Ness, Rachelle B. Chong and James H. Quello, all Commissioners.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a structured rule providing for the consideration of H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 1996. The rule provides one hour of general debate divided equally between the chairman and ranking minority member of the Committee on Appropriations.

The rule waives sections 302(f) and section 308(a) of the Budget Act against consideration of the bill. Section 302(f) prohibits consideration of a bill that exceeds a committee's allocation of entitlement authority (in this instance); and section 308(a) requires that the report on a measure to include cost estimates on entitlement changes in the bill. These waivers are necessary due to a minor provision relating to the annual salary level of the Director of the Congressional Research Service which is technically considered an entitlement change, even though the same provision has been contained in past years' Acts as well. Clauses 2 and 6 of rule XXI, prohibiting unauthorized appropriations and legislative provisions in an appropriations bill, and prohibiting reappropriations, respectively, are waived against provisions of the bill.

The rule makes in order only the amendments printed in this report if offered in the order printed, by the Member specified, and for the time specified in the report. The amendments are not subject to an amendment, unless specified in the report, or to a demand for a division of the question in the House or in the Committee of the Whole. All points of order are waived against the amendments. The Chairman of the Committee of the Whole is authorized to postpone record votes and to reduce to 5-minutes the time for voting after the first of a series of votes. Finally, the rule provides one motion to recommit.

Testimony was heard from Representatives Miller of Florida, Clinger, Houghton, Shays, Davis, Christensen, Schroeder, and Harman.

◆◆◆◆◆◆◆◆◆◆◆◆

Tuesday, June 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 16471–16560

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 944–950, and S. Res. 137.

Page 16522

Measures Reported: Reports were made as follows:

S. Res. 97, expressing the sense of the Senate with respect to peace and stability in the South China Sea, with amendments.

Page 16520

Measures Passed:

Senate Page Residence: Senate agreed to S. Res. 137, to provide for the deposit of funds for the Senate page residence.

Page 16555

National Highway System Designation Act: Senate resumed consideration of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 16471, 16492

Adopted:

(1) By 51 yeas to 49 nays (Vote No. 269), Reid Amendment No. 1427, to provide that the national maximum speed limit shall apply only to commercial motor vehicles.

Pages 16471, 16489

(2) Chafee (for Mack) Amendment No. 1429, to express the sense of the Senate regarding the Federal-State funding relationship for transportation.

Page 16479

(3) Chafee (for Inhofe) Amendment No. 1432, to promote engineering and design quality and ensure maximum competition by professional companies which provide engineering and design services.

Page 16492

(4) Chafee (for Jeffords/Leahy) Amendment No. 1433, to make a technical correction to clarify the intent of Congress with respect to the Federal share applicable to a project for the construction, reconstruction, or improvement of an economic growth center development highway on the Federal-aid primary, urban, or secondary system.

Page 16493

(5) Baucus (for Daschle) Amendment No. 1434, to permit the full implementation of a border city agreement by exempting vehicles using certain routes between Sioux City, Iowa, and the borders between Iowa and South Dakota and between Iowa and Nebraska from the overall gross weight limitation applicable to vehicles using the Interstate System and by permitting longer combination vehicles on the routes.

Page 16494

(6) Baucus (for Boxer) Amendment No. 1435, to revise the authority for a congestion relief project in California.

Page 16495

(7) Baucus (for Kohl) Amendment No. 1436, to provide that if a certain route in Wisconsin is designated as part of the Interstate System, certain vehicle weight limitations shall not apply.

Page 16495

(8) By 75 yeas to 21 nays (Vote No. 272), McCain Amendment No. 1438, to prohibit the use of funds for future highway demonstration projects.

Page 16512

(9) Warner (for Thurmond/Hollings/Helms/Faircloth) Amendment No. 1439, to provide for the routing of Interstate 73/74 in the States of North Carolina and South Carolina.

Page 16514

(10) Warner (for Simon) Amendment No. 1440, to clarify the treatment of the Centennial Bridge, Rock Island, Illinois.

Page 16515

(11) Warner (for Gregg/Bond) Amendment No. 1441, to place a moratorium on certain emissions testing requirements.

Page 16515

Rejected:

(1) Lautenberg/DeWine Modified Amendment No. 1428, to require States to post maximum speed limits on public highways in accordance with certain highway designations and descriptions. (By 65 yeas to 35 nays (Vote No. 270), Senate tabled the amendment.)

Page 16476

(2) By 45 yeas to 52 nays (Vote No. 271), Smith Amendment No. 1437, to provide for the elimination of penalties for noncompliance with motorcycle helmet and automobile safety belt requirements.

Page 16496

Senate may resume consideration of the bill and amendments to be proposed thereto, on Wednesday, June 21.

Nomination—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefore as provided by law and regulations, and to be Surgeon General of the Public Health Service on Wednesday, June 21 and Thursday, June 22.

Page 16516

A motion was entered to close further debate on the nomination (listed above) and, by unanimous consent, a vote on the cloture motion will occur at 12 Noon, on Wednesday, June 21, 1995, and if cloture is invoked, the Senate immediately begin post-cloture debate under the provisions of Rule XXII of the Standing Rules of the Senate.

Page 16516

A second motion was entered to close further debate on the nomination (listed above) and, by unanimous consent, a vote on this cloture motion could occur at 2 p.m., on Thursday, June 22, 1995.

Page 16516

Legislative Line Item Veto—Conferees: Senate disagreed to the amendments of the House to S. 4, to grant the power to the President to reduce budget authority, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Roth, Stevens, Thompson, Cochran, McCain, Glenn, Levin, Pryor, Sarbanes, Domenici, Grassley, Nickles, Gramm, Coats, Exon, Hollings, Johnston, and Dodd.

Page 16556

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report of an agreement between the United States and the Government of Latvia relative to fisheries; pursuant to Public Law 94–265, which was referred jointly to the Committee on Commerce, Science and Transportation, and the Committee on Foreign Relations. (PM–56).

Page 16520

Messages From the President: **Page 16520**

Messages From the House: **Page 16520**

Measures Referred: **Page 16520**

Measures Placed on Calendar: **Page 16520**

Communications: **Page 16520**

Executive Reports of Committees: **Page 16520**

Statements on Introduced Bills: **Page 16522**

Additional Cosponsors: **Page 16551**

Amendments Submitted: **Page 16551**

Authority for Committees: **Page 16554**

Additional Statements: **Page 16554**

Record Votes: Four record votes were taken today. (Total—272)

Pages 16489, 16512, 16514

Recess: Senate convened at 9:30 a.m., and recessed at 7:29 p.m., until 9 a.m., on Wednesday, June 21, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 16557.)

Committee Meetings

RTC

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to review the activities of the Resolution Trust Corporation, receiving testimony from Robert E. Rubin, Secretary of the Treasury, Alan Greenspan, Chairman, Federal Reserve Board, Ricki Helfer, Chairman, Federal Deposit Insurance Corporation, Jonathan Fiechter, Acting Director, Office of Thrift Supervision, John E. Ryan, Deputy and Acting Chief Executive Office, Resolution Trust Corporation, and Robert C. Larson, Taubman Realty Group, Bloomfield Hills, Michigan, all on behalf of the Thrift Depositor Protection Oversight Board; Gaston L. Gianni, Jr., Associate Director, Government Business Operations Issues, General Government Division, General Accounting Office; John F. Bovenzi, Director, Division of Deposit and Asset Services, and Dennis F. Geer, Chief Operating Officer and Deputy to the Chairman, both of the Federal Deposit Insurance Corporation; and Ellen B. Kulka, General Counsel, and Barry S. Kolatch, Vice President for Planning, Research, and Statistics, both of the Resolution Trust Corporation.

Hearings were recessed subject to call.

AARP

Committee on Finance: Subcommittee on Social Security and Family Policy resumed hearings to examine the financial and business practices of the American Association of Retired Persons (AARP), receiving testimony from Senator

McCain; Jeffrey H. Zelkowitz, Senior Counsel, Classification and Customer Service, United States Postal Service; and Horace B. Deets, Margaret Dixon, and Eugene I. Lehrmann, all of the American Association of Retired Persons, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 97, expressing the sense of the Senate with respect to peace and stability in the South China Sea, with amendments; and

The nominations of Larry C. Napper, of Texas, to be Ambassador to the Republic of Latvia, R. Grant Smith, of New Jersey, to be Ambassador to the Republic of Tajikistan, Lawrence P. Taylor, of Pennsylvania, to be Ambassador to the Republic of Estonia, Peter Tomsen, of California, to be Ambassador to the Republic of Armenia, Jenonne R. Walker, of the District of Columbia, to be Ambassador to the Czech Republic, James A. Williams, of Virginia, for the rank of Ambassador during his tenure of service as the Special Coordinator for Cyprus, Donald K. Steinberg, of California, to be Ambassador to the Republic of Angola, Lannon Walker, of Maryland, to be Ambassador to the Republic of Cote d'Ivoire, Mosina H. Jordan, of New York, to be Ambassador to the Central African Republic, Timothy M. Carney, of Washington, to be Ambassador to the Republic of Sudan, a Foreign Service Officers' Promotion List received in the Senate March 23, 1995, and a Foreign Service Officers' Promotion List received in the Senate May 15, 1995.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of David C. Litt, of Florida, to be Ambassador to the United Arab Emirates, Patrick N. Theros, of the District of Columbia, to be Ambassador to the State of Qatar, and A. Peter Burleigh, of California, to be Ambassador to the Democratic Socialist Republic of Sri Lanka and to serve concurrently and without additional compensation as Ambassador to the Republic of Maldives, after the nominees testified and answered questions in their own behalf. Mr. Theros was introduced by Senator Sarbanes.

SALLIE MAE/CONNIE LEE

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities held hearings on proposed legislation to allow for an orderly transition of the Student Loan Marketing Association (Sallie Mae) to private status while protecting the interests of the Federal Government, borrowers and other participants in the student loan program, the holders of Sallie Mae's debt, Sallie Mae's shareholders and the American taxpayer, and a proposal to privatize the College Construction Loan Insurance Association (Connie Lee), receiving testimony from Lawrence A. Hough, President and Chief Executive Officer, Student Loan Marketing Association; Oliver R. Sockwell, President and Chief Executive Officer, College Construction Loan Insurance Association (Connie Lee); Darcy Bradbury, Deputy Assistant Secretary of the Treasury for Federal Finance; Leo Kornfeld, Senior Advisor to the Secretary of Education; Barbara Miles, Specialist in Financial Institutions, Economics Division, Congressional Research Service, Library of Congress; and Janet Corcoran, Financial Guaranty Insurance Company, and David C. Mulford, CS First Boston Corporation, both of New York, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Sixteen public bills, H.R. 1889–1904, were introduced.

Page 16629

Reports Filed: Reports were filed as follows:

H. Res. 170, providing for consideration of H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996 (H. Rept. 104–147);

H.R. 558, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact (H. Rept. 104–148); and

H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996 (H. Rept. 104–149).

Pages 16617, 16629

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Lucas to act as Speaker pro tempore for today.

Page 16561

Recess: House recessed at 9:13 a.m. and reconvened at 10 a.m.

Page 16562

Presidential Message—Latvia: Read a message from the President wherein he transmits an Agreement between the Government of the United States and the Government of the Republic of Latvia concerning fisheries off the coasts of the United States— referred to the Committee on Resources and ordered printed (H. Doc. 104–86).

Page 16565

Legislative Branch Appropriations: By a recorded vote of 236 ayes to 191 noes, Roll No. 392, the House agreed to H. Res. 169, providing for the consideration of H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996. Agreed to order the previous question on the resolution by a recorded vote of 232 ayes to 196 noes, Roll No. 391.

Pages 16566, 16588

Corrections Calendar: By a recorded vote of 271 ayes to 146 noes, Roll No. 390, the House agreed to H. Res. 168, amending clause 4 of rule XIII of the Rules of the House to abolish the Consent Calendar and to establish in its place a Corrections Calendar. Agreed to order the previous question on the resolution by a yea-and-nay vote of 236 yeas to 185 nays, Roll No. 389.

Page 16574

Council on Aging: The Speaker appointed Mr. Charles W. Kane of Stuart, Florida, from private life, to the Federal Council on the Aging for a three-year term on the part of the House, to fill the existing vacancy thereon.

Page 16589

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform, and Oversight, International Relations, Judiciary, Resources, Science, Transportation and Infrastructure, and Select Intelligence.

Page 16589

Military Construction Appropriations: The House continued consideration of amendments on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, June 21.

Page 16589

Agreed to the Neumann amendment that reduces military construction funds for family housing in the Air Force by $6.9 million (agreed to by a recorded vote of 266 ayes to 160 noes, Roll No. 397).

Page 16608

Rejected:

The Nadler amendment that sought to reduce military construction funds for the Army by $10 million (rejected by a recorded vote of 100 ayes to 239 noes, Roll No. 393);

Page 16589

The Royce amendment that sought to reduce military construction funds for the Navy by $16 million (rejected by a recorded vote of 158 ayes to 270 noes, Roll No. 394);

Page 16594

The Horn amendment that sought to reduce military construction funds for the Navy by $99 million (rejected by a recorded vote of 137 ayes to 294 noes, Roll No. 395);

Page 16600

The Gutierrez amendment that sought to reduce military construction funds for the Army National Guard by $2.6 million (rejected by a recorded vote of 214 ayes to 216 noes, Roll No. 396); and

Page 16604

The Frank of Massachusetts amendment that sought to cut by 5 percent all military construction accounts and the NATO Security Investment Program (rejected by a recorded vote of 131 ayes to 290 noes, Roll No. 398).

Page 16612

Late Report: The Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1994.

Page 16617

Committees to Sit: The following committees and their subcommittees received permission to sit on Wednesday, June 21, during the proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Judiciary, and Transportation and Infrastructure.

Page 16617

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16631.

Senate Messages: Messages received from the Senate today appear on page 16562.

Quorum Calls—Votes: One yea-and-nay vote and nine recorded votes developed during the proceedings of the House today and appear on pages 16585, 16588, 16593, 16599, 16603, 16607, 16610, 16616.

Adjournment: Met at 9 a.m., and adjourned at 8:46 p.m.

Committee Meetings

FOOD QUALITY PROTECTION ACT

Committee on Agriculture: Began markup of H.R. 1627, Food Quality Protection Act of 1995.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Ordered reported the Energy and Water Development appropriations for fiscal year 1996.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior approved for full Committee action the Interior appropriations for fiscal year 1996.

OVERSIGHT

Committee on Banking and Financial Services: Subcommittee on General Oversight and Investigations continued oversight hearings concerning the performance of the RTC's Professional Liability Program, with emphasis upon the Dallas, Texas, regional office. Testimony was heard from the following officials of the RTC: Gregg H.S. Golden, Counsel Litigation Section; Thomas A. Murray, Supervisory Investigator; Anna M. Kautzman, Senior Investigations Specialist; Thomas Hindes, Director, Professional Liability Section; and James Dudine, Director, Office of Investigations; the following officials of the Department of the Treasury: Sarah Elizabeth Jones and Thomas M. McGivern, both with the Office of General Counsel; and Gregory J. Regan, U.S. Secret Service; and public witnesses.

SUPERFUND REAUTHORIZATION

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on the reauthorization of Superfund program, with emphasis on Natural Resource Damages. Testimony was heard from Douglas Hall, Assistant Secretary, NOAA, Department of Commerce; and public witnesses.

Hearings continue June 22.

INDIVIDUALS WITH DISABILITIES EDUCATION ACT

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on the Individuals with Disabilities Education Act (IDEA). Testimony was heard from Richard Riley, Secretary of Education; and public witnesses.

OSHA REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protection held a hearing on the Occupational Safety and Health Act (OSHA) Reform. Testimony was heard from public witnesses.

PERFORMANCE, MEASUREMENT, BENCHMARKING AND RE-ENGINEERING

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Performance, Measurement, Benchmarking and Re-engineering Efforts Within Government. Testimony was heard from the following officials of the GAO: Johnny C. Finch, Assistant Comptroller General, General Government Programs; and Christopher Hoenig, Director, Information Resource Management, Policies and Issues, Accounting and Information Management Division; Linda Kohl, Director, Planning, State of Minnesota; Sheron K. Morgan, Office of Planning, State of North Carolina; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Subcommittee on Postal Service approved for full Committee action the following bills: H.R. 1026, to designate the U.S. Post Office building located at 201 East Pikes Peak Avenue in Colorado Springs, CO, as the "Winfield Scott Stratton Post Office;" H.R. 1606, to designate the U.S. Post Office building located at 24 Corliss Street, Providence, RI, as the "Harry Kizirian Post Office Building;" and H.R. 1826, to repeal the authorization of transitional appropriations for the U.S. Postal Service.

COMPREHENSIVE ANTITERRORISM ACT

Committee on the Judiciary: Ordered reported amended H.R. 1710, Comprehensive Antiterrorism Act of 1995.

OVERSIGHT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held an oversight hearing on State vs. Federal Land Management. Testimony was heard from Representative Stump; Fife Symington, Governor, State of Arizona; and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Rules: Granted, by a voice vote, an open rule providing 1 hour of debate on H.R. 1868, making appropriations for foreign operations, export financing and related programs for the fiscal year ending September 30, 1996.

The rule waives clause 2 (prohibiting unauthorized and legislative provisions), clause 5(b) (prohibiting the reporting of a tax or tariff measure in a bill not reported by the committee of jurisdiction), and clause 6 (prohibiting reappropriations) of rule XXI against provisions of the bill. The reading of the bill shall be by title, rather than by paragraph or numbered section, for amendment, and each title is considered as read.

The rule first makes in order two amendments by Rep. Gilman (NY) printed in part 1 of the report of the Committee on Rules accompanying the rule. The amendments shall be considered as read, to be debatable for 10-minutes each, equally divided between the proponent and an opponent. The amendments are not subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. All points of order are waived against the amendments. If adopted, the amendments shall be considered as original text for the purpose of further amendment under the five-minute rule.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. The rule waives clause 2 of rule XXI against the amendments printed in part 2 of the report of the Committee on Rules to accompany the rule by Reps. Hall (OH) (1 of 2 amendments printed), Smith (NJ), Menendez (NJ) and Goss (FL). Said amendments shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit, with or without instructions.

Testimony was heard from Representatives Callahan, Gilman, Smith of New Jersey, Klug, Goss, Wilson, Richardson, Brewster and Menendez.

EPA R&D AUTHORIZATION ACT; DOE CIVILIAN R&D AUTHORIZATION ACT

Committee on Science: Ordered reported amended H.R. 1814, EPA R&D Authorization Act.

The Committee began markup of H.R. 1816, to authorize appropriations for civilian research, development, demonstration, and commercial application activities of the Department of Energy for fiscal year 1996.

Will continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action the following: GSA Non-Court construction, repair and alteration, and design program for fiscal year 1996; H.R. 308, Hopewell Township Investment Act of 1995; H.R. 255, to designate the Federal Justice Building in Miami, FL, as the "James Lawrence King Federal Justice Building;" H.R. 395, to designate the U.S. courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, NV, as the "Bruce R. Thompson United States Courthouse and Federal Building;" H.R. 653, to designate the U.S. courthouse under construction in White Plains, NY, as the "Thurgood Marshall United States Courthouse;" H.R. 840, to designate the Federal building and U.S. courthouse located at 215 South Evans Street in Greenville, NC, as the "Walter B. Jones Federal Building and United States Courthouse;" H.R. 869, amended, to designate the Federal building and U.S. courthouse located at 125 Market Street in Youngstown, OH, as the "Thomas D. Lambros Federal Building and U.S. Courthouse;" H.R. 965, to designate the Federal Building located at 600 Martin Luther King, Jr. Place in Louisville, KY, as the "Romano L. Mazzoli Federal Building;" H.R. 1804, to designate the U.S. Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, AR as the "Judge Isaac C. Parker Federal Building;" and the Appalachian Region Development Reauthorization and Reform Act of 1995.

SUPERFUND REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization and reform of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund). Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following measures: H.R. 1642, Extending Most-Favored-Nation Trade Status to Cambodia; H.R. 1643, Extending Most-Favored-Nation Trade Status to Bulgaria; H.R. 541, Atlantic Tunas Convention Act of 1995; and H.R. 1887, amended, to authorize appropriations for fiscal years 1996 and 1997 for the International Trade Commission, the Customs Service, and the Office of the U.S. Trade Representative.

The Committee also adversely reported H.J. Res. 96, disapproving the extension of nondiscriminatory treatment—most-favored-nation treatment—to the products of the People's Republic of China.

BRIEFING—DOUBLE AGENTS

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Double Agents. The Committee was briefed by departmental witnesses.

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Wednesday, June 21, 1995

Senate

Chamber Action

Routine Proceedings, pages 16687–16809

Measures Introduced: Four bills and three resolutions were introduced, as follows: S. 951–954, and S. Res. 138–140.

Page 16791

Measures Passed:

Production of Documents: Senate agreed to S. Res. 139, to authorize the production of records by the Select Committee on Intelligence.

Page 16808

Production of Documents: Senate agreed to S. Res. 140, to authorize the production of records by the Select Committee on Intelligence.

Page 16808

National Highway System Designation Act: Senate resumed consideration of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 16712

Adopted:

(1) Snowe Amendment No. 1442, to eliminate the penalties for noncompliance by States with a program requiring the use of motorcycle helmets. (By 36 yeas to 64 nays (Vote No. 274), Senate earlier failed to table the amendment.)

Page 16712

(2) Roth Amendment No. 1444, to permit States to use Federal highway funds for capital improvements to, and operating support for, intercity passenger rail service.

(By 36 yeas to 64 nays (Vote No. 276), Senate earlier failed to table the amendment.)

Pages 16730, 16756

(3) By 64 yeas to 36 nays (Vote No. 277), Byrd Amendment No. 1446, to require the withholding of Federal highway funds if a State fails to provide that any minor in the State who operates a motor vehicle and has a blood alcohol concentration above a specified level shall be considered to be driving while intoxicated or driving under the influence of alcohol.

Pages 16742, 16747, 16756

(4) Baucus/McConnell Amendment No. 1447, to strike the section repealing restrictions on toll facilities.

Page 16747

(5) Warner (for Thomas/Simpson) Amendment No. 1448, to require the Secretary of Transportation to cooperate with the State of Wyoming in monitoring the changes in growth along, and traffic patterns of, certain route segments in Wyoming, for the purpose of future consideration of the addition of the route segments to the National Highway System.

Page 16753

(6) Warner (for Pressler/Daschle) Amendment No. 1449, to provide States until the year 2000 to convert their internal working documents to the metric measurements.

Page 16754

(7) Warner (for Specter) Amendment No. 1450, to clarify eligibility of a Luzerne County, Pennsylvania rail freight acquisition and improvement project for certain federal transportation funds.

Page 16754

(8) Baucus (for Levin) Amendment No. 1451, to provide States with innovative financing options for projects with dedicated revenue sources.

Page 16754

(9) Warner (for Abraham/Levin) Amendment No. 1452, to provide technical assistance to modify the northern terminus of high priority corridor 5 in Michigan.

Page 16755

(10) Baucus (for Breaux) Amendment No. 1453, of a technical nature to provide for the transfer of funds between certain demonstration projects in Louisiana.

Page 16755

(11) Baucus (for Bumpers) Amendment No. 1454, to provide uniform Federal match requirement for the Northwest Arkansas Regional Airport intermodal connector and U.S. Highway 71 in Arkansas.

Page 16755

(12) Warner (for Stevens) Amendment No. 1455, to include the Dalton Highway in Alaska in the designation of the National Highway System.

Page 16760

(13) Chafee (for Boxer) Amendment No. 1456, to provide that the Secretary of Transportation may enter future obligations in excess of 50 percent of said uncommitted cash balance for the purpose of contingent commitments for projects authorized under section 3032 of Public Law 102–240.

Page 16760

(14) Chafee (for Frist) Amendment No. 1457, to maintain eligibility under the congestion mitigation and air quality improvement program for areas that received funding during fiscal year 1994 and are nonattainment areas that have been redesignated as maintenance areas.

Page 16761

(15) Baucus (for Cohen/Kerry) Amendment No. 1458, to make an amendment relating to the operating costs of the Boston-to-Portland rail corridor.

Page 16761

(16) Baucus (for Inouye/Akaka) Amendment No. 1459, relating to surface transportation projects in the State of Hawaii.

Page 16761

(17) Baucus (for Johnston/Breaux) Amendment No. 1460, to provide for a feasibility study to identify routes that will expedite future emergency evacuations of coastal areas of Louisiana.

Page 16761

(18) Warner (for Grams/Wellstone) Amendment No. 1461, to modify the authorization for a demonstration project in Minnesota.

Page 16762

Rejected:

(1) Chafee/Hutchison Amendment No. 1443 (to Amendment No. 1442), to limit the repeal to apply only to States that assume the Federal cost of providing medical care to treat an injury attributable to a person's failure to wear a helmet while riding a motorcycle. (By 60 yeas to 39 nays (Vote No. 275), Senate tabled the amendment.)

Page 16721

(2) By 48 yeas to 52 nays (Vote No. 278), Dorgan Amendment No. 1445, to require the transfer of certain Federal highway funds to a State highway safety program if a State fails to prohibit open containers of alcoholic beverages and consumption of alcoholic beverages in the passenger area of motor vehicles.

Pages 16745, 16751, 16756

During consideration of this measure today, Senate also took the following action:

By 51 yeas to 41 nays (Vote No. 279), Senate agreed to a motion to table the motion to reconsider Vote No. 278, listed above, by which Dorgan Amendment No. 1445 was rejected.

Page 16757

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 16809

Senate will resume consideration of the bill and amendments to be proposed thereto, on Thursday, June 22.

Nomination: By 57 yeas to 43 nays (Vote No. 273), three-fifths of those Senators duly chosen and sworn not

having voted in the affirmative, Senate failed to close further debate on the nomination of Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefore as provided by law and regulations, and to be Surgeon General of the Public Health Service.
Page 16687

A second vote on a motion to close further debate on the nomination will occur at 2 p.m., on Thursday, June 22, 1995.
Page 16809

Nominations Confirmed: Senate confirmed the following nominations:

John P. White, of Massachusetts, to be Deputy Secretary of Defense.
Pages 16809, 16811

Nominations Received: Senate received the following nominations:

Mark D. Gearan, of Massachusetts, to be Director of the Peace Corps.

William H. Itoh, of New Mexico, to be Ambassador to the Kingdom of Thailand.

John T. Conway, of New York, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 1999.

1 Air Force nomination in the rank of general.

Routine lists in the Air Force, Navy, and Army.
Page 16809

Messages From the House: **Page 16790**

Measures Referred: **Page 16790**

Communications: **Page 16790**

Executive Reports of Committees: **Page 16790**

Statements on Introduced Bills: **Page 16792**

Additional Cosponsors: **Page 16795**

Amendments Submitted: **Page 16797**

Authority for Committees: **Page 16799**

Additional Statements: **Page 16799**

Record Votes: Seven record votes were taken today. (Total–279) **Pages 16711, 16720, 16729, 16756**

Recess: Senate convened at 9 a.m., and recessed at 10:06 p.m., until 8:30 a.m., on Thursday, June 22, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 16809.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: On Tuesday, June 20, Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense, focusing on counternarcotics programs, receiving testimony from Brian Sheridan, Deputy Assistant Secretary of Defense (Drug Enforcement Policy and Support); and Rear Adm. Norman T. Saunders, Chief of Coast Guard Office of Law Enforcement and Defense Operations.

Subcommittee will meet again on Tuesday, June 27.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the nomination of Vincent Reed Ryan, Jr., of Texas, to be a Member of the Board of Directors of the Panama Canal Commission, and 2,906 nominations in the Army, Navy, Marine Corps, and Air Force.

Also, committee met to discuss procedural issues relating to the markup of the proposed defense authorization request for fiscal year 1996 and the future years defense program.

Committee recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 143, to consolidate Federal employment training programs and create a new process and structure for funding the programs, with an amendment in the nature of a substitute;

S. 919, to modify and to authorize funds for programs of the Child Abuse Prevention and Treatment Act; and

The nominations of Edmundo A. Gonzales, of Colorado, to be Chief Financial Officer, Department of Labor, John D. Kemp, of the District of Columbia, to be a Member of the National Council on Disability, and Clifford Gregory Stewart, of New Jersey, to be General Counsel, Equal Employment Opportunity Commission.

OSHA REFORM

Committee on Labor and Human Resources: Committee held oversight hearings on activities of the Occupational Safety and Health Administration (OSHA), focusing on proposals to reform OSHA regulations to improve workplace safety, receiving testimony from Duane Guy, Kansas Department of Human Resources, and Patrick E. Bush, Western Resources, Inc., both of Topeka, Kansas; James C. Andrews, Jr., Dow Chemical Company, Freeport, Texas, on behalf of the Voluntary Protection Programs Participants' Association; Joseph A. Kinney, Monroe, North Carolina, on behalf of the National Safe Workplace Institute; Vernon E. Rose, University of Alabama, Birmingham, on behalf of the American Industrial Hygiene Association; Ray Montaigne, Capitol Heights, Maryland; and Ron Hayes, Fair Hope, Alabama.

Hearings continue tomorrow.

NOMINATION/ACTIVITIES OF THE DCI

Select Committee on Intelligence: Committee ordered favorably reported the nomination of George J. Tenet, of Maryland, to be Deputy Director of Central Intelligence.

Also, committee concluded hearings to review the authorities and activities involving the Director of Central

Intelligence, after receiving testimony from John M. Deutch, Director, Central Intelligence Agency.

House of Representatives

Chamber Action

Bills Introduced: Five public bills, H.R. 1906–1910; one private bill, H.R. 1911; and one resolution, H. Con. Res. 78, were introduced.

Page 16685

Report Filed: One report was filed as follows: H. Con. Res. 38, authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby (H. Rept. 104–150).

Page 16685

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonilla to act as Speaker pro tempore for today.

Page 16646

Military Construction Appropriations: By a yea-and-nay vote of 319 yeas to 105 nays, Roll No. 401, the House passed H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996.

Page 16648

Rejected the Obey amendment that sought to reduce funding for military construction by $50 million (rejected by a recorded vote of 163 ayes to 258 noes, Roll No. 400).

Page 16648

Legislative Branch Appropriations: The House completed all general debate and began consideration of amendments on H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996; but came to no resolution thereon. Consideration of amendments will resume on Thursday, June 22.

Page 16651

Agreed To:

The Gutierrez amendment that prohibits the use of funds for sending unsolicited mass mailings within 90 days before an election in which the Member is a candidate;

Page 16674

The Fazio amendment that strikes language that would have prohibited the use of funds by the Joint Committee on Taxation to review and determine specific income tax refunds; and

Page 16676

The Packard motion that the Committee rise (agreed to by a recorded vote of 233 ayes to 190 noes, Roll No. 406).

Page 16683

Rejected:

The Neumann amendment, as amended by the Castle substitute amendment (substitute rejected by a recorded vote of 213 ayes to 215 noes, Roll No. 402) that sought to reduce Members' Representational Allowances by $9.3 million and Members' official mail allowances by $4.6 million, bringing both to the fiscal year 1995 level;

Page 16670

The Volkmer motion that the Committee rise (rejected by a recorded vote of 166 ayes to 257 noes, Roll No. 404); and

Page 16681

The Fazio amendment, as amended by the Houghton substitute (substitute agreed to by a recorded vote of 228 ayes to 201 noes, Roll No. 403), that sought to reduce the appropriation for the Library of Congress by $15 million and increase the appropriation for the Congressional Research Service by $15 million (rejected by a recorded vote of 213 ayes to 214 noes, Roll No. 405).

Pages 16676, 16683

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 16685.

Quorum Calls—Votes: One quorum call (Roll No. 399), one yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 16649, 16650, 16673, 16680, 16681, 16683, 16684.

Adjournment: Met at 10 a.m. and, by a recorded vote of 224 ayes to 190 noes, Roll No. 407, adjourned at 3:47 p.m.

Page 16684

Committee Meetings

FOOD FOR PEACE

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing on PL 480—Food for Peace. Testimony was heard from August Schumacher, Administrator, Foreign Agricultural Service, USDA; J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; and public witnesses.

PERISHABLE AGRICULTURAL COMMODITIES ACT—AMENDMENTS

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops approved for full Committee action amended H.R. 1103, Amendments to the Perishable Agricultural Commodities Act.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Finances. Testimony was heard from the following officials of the Accounting and Information Management Division, GAO: Jeffrey C. Stenihoff, Director, Planning and Reporting; Terry L. Carnahan, Assistant Director; Edward H. Stephenson, Assistant Director; and Laura B. Triggs, Senior Manager, all with the Financial Management Policies and Issues Group.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation approved for full Committee action the Transportation appropriations for fiscal year 1996.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Began markup of H.R. 1362, Financial Institutions Regulatory Relief Act of 1995.

Will continue tomorrow.

DOE REORGANIZATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the Reorganization of the Department of Energy. Testimony was heard from Representative Tiahrt; Hazel R. O'Leary, Secretary of Energy; from the following officials of the Department of Defense: Sherri Goodman, Deputy Under Secretary, Environmental Security; and Gordon Soper, Principal Deputy to the Secretary of Defense (Atomic Energy); Victor Rezendes, Director, Energy Issues, GAO; Albert Narath, President, Sandia National Laboratories; and public witnesses.

TRANSFORMATION OF MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and Environment continued hearings on the Transformation of the Medicaid Program, Recent Past History and Future Directions. Testimony was heard from Bruce Vladeck, Administrator, Health Care Planning Administration, Department of Health and Human Services; Joe Antos, Assistant Director, Health and Human Resources, CBO; Financing and Policy, GAO; and a public witness.

Hearings continue tomorrow.

EDUCATION REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on Education Reform. Testimony was heard from Representatives Weldon of Florida and Riggs; Norma Paulus, Superintendent of Public Instruction, State of Oregon; Robert V. Antonucci, Commissioner of Education, Department of Education, State of Massachusetts; and public witnesses.

OFFICE OF FEDERAL CONTRACT COMPLIANCE PROGRAMS

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on the Office of Federal Contract Compliance Programs (OFCCP) Executive Order 11246. Testimony was heard from Shirley J. Wilcher, Deputy Assistant Secretary, Federal Contract Compliance, Department of Labor; and public witnesses.

MISCELLANEOUS MEASURES; DRAFT REPORT

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 1826, to repeal the authorization of transitional appropriations for the U.S. Postal Service; H.R. 1606, to designate the U.S. Post Office located at 24 Corliss Street, Providence, RI, as the "Harry Kizirian Post Office Building;" H.R. 1026, to designate the United States Office building located at 201 East Pikes Peak Avenue in Colorado Springs, CO, as the "Winfield Scott Stratton Post Office."

The Committee also approved the following draft report entitled "A Citizen's Guide on Using the Freedom of Information Act and the Privacy Act of 1974 to Request Government Records."

The Committee also considered other pending Committee business.

AFRICA'S ECOLOGICAL FUTURE

Committee on International Relations: Subcommittee on Africa held a hearing on "Africa's Ecological Future: Natural Balance or Environmental Disruption." Testimony was heard from Ambassador Robert Pringle, Director, Office of Ecology and Terrestrial Conservation, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; and public witnesses.

DRUGS IN ASIA: HEROIN CONNECTION

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Drugs in Asia: The Heroin Connection. Testimony was heard from Representatives Rangel and Richardson; Lee P. Brown, Director, Office of National Drug Control Policy; Robert S. Gelbard, Assistant Secretary, International Narcotics and Crime, Department of State; and Stephen H. Greene, Deputy Administrator, DEA, Department of Justice.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action the following bills: H.R. 782, amended, to amend title 19 of the United States Code to allow members of employee associations to represent their views before the United States Government; and H.R. 1833, Partial-Birth Abortion Ban Act of 1995.

DIGITAL PERFORMANCE RIGHT IN SOUND RECORDING ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 1506, Digital Performance Right in Sound Recordings Act of 1995. Testimony was heard from public witnesses.

Hearings continue June 28.

DOE CIVILIAN RESEARCH AND DEVELOPMENT ACT

Committee on Science: Continued markup of H.R. 1816, Department of Energy Civilian Research and Development Act of 1995.

Will continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

REAUTHORIZATION OF SUPERFUND

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization and reform of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund). Testimony was heard from public witnesses.

Hearings continue tomorrow.

ACCESSION OF CHILE TO NAFTA

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Accession of Chile to the North American Free Trade Agreement (NAFTA). Testimony was heard from Representatives DeFazio and Woolsey; Charlene Barshefsky, Deputy U.S. Trade Representative; Malcolm R. Wilkey, U.S. Circuit Judge (Ret.) and Ambassador of the United States (Ret.); and public witnesses.

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Thursday, June 22, 1995

Senate

Chamber Action

Routine Proceedings, pages 16884–17009

Measures Introduced: Five bills were introduced, as follows: S. 955–959.

Page 16991

Measures Reported: Reports were made as follows:

S. 457, to amend the Immigration and Nationality Act to update references in the classification of children for purposes of United States immigration laws.

S.J. Res. 27, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois.

Page 16990

Measures Passed:

National Highway System Designation Act: Senate passed S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, after agreeing to a modified committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 16892, 16918, 16968

Adopted:

(1) Exon Amendment No. 1462, to increase safety at railroad-highway grade crossings.

Page 16894

(2) Chafee (for Smith/Gregg) Amendment No. 1464, to establish that New Hampshire shall be deemed as having met the safety belt use law requirements at a rate of not less than 50 percent.

Pages 16919, 16928

Subsequently, the amendment was modified.

Page 16928

(3) Warner/Chafee/Baucus Amendment No. 1465, to make technical changes and modifications.

Page 16921

(4) Nickles Amendment No. 1466, to permit States to use assistance provided under the Mass Transit Account of the Highway Trust Fund for capital improvements to, and operating support for, intercity passenger rail service.

Page 16925

(5) Stevens/Murkowski Amendment No. 1467, to restrict the Department of the Interior from finalizing a rule with respect to Revised Statute 2477 until December 1, 1995, regarding the right-of-way for the construction of highways over public lands.

Page 16969

Withdrawn:

Exon Amendment No. 1463, to establish that any federal regulatory standard for single trailer length issued pursuant to negotiations authorized under the North American Free Trade Agreement shall not exceed fifty-three feet.

Pages 16896, 16921

Peace in South China Sea: Senate agreed to S. Res. 97, expressing the sense of the Senate with respect to peace and stability in the South China Sea, after agreeing to committee amendments.

Page 17007

Private Securities Litigation Reform Act: Senate began consideration of S. 240, to amend the Securities Exchange Act of 1934 to establish a filing deadline and to provide certain safeguards to ensure that the interests of investors are well protected under the implied private action provisions of the Act, with a committee amendment in the nature of a substitute.

Pages 16928, 16980

During consideration of this measure today, the Senate took the following action:

By 69 yeas to 19 nays, 1 responding present (Vote No. 281), Senate tabled a motion to commit the bill to the Committee on the Judiciary.

Page 16966

Senate will resume consideration of the bill and amendments to be proposed thereto, on Friday, June 23.

Message From the President: Senate received the following message from the President of the United States:

Transmitting notice of the termination of the suspension of licenses for the export of cryptographic items to the People's Republic of China; referred to the Committee on Foreign Relations. (PM–57).

Page 16988

Nomination Considered: By 57 yeas to 43 nays (Vote No. 280), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the nomination of Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefore as provided by law and regulations, and to be Surgeon General of the Public Health Service.

Page 16899

Subsequently, the nomination was returned to the Executive Calendar.

Page 16918

Nominations Confirmed: Senate confirmed the following nominations:

1 Air Force nomination in the rank of general.

30 Army nominations in the rank of general.

3 Marine Corps nominations in the rank of general.

25 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Navy.

Pages 17006, 17008

Nominations Received: Senate received the following nominations: Tena Campbell, of Utah, to be United States District Judge for the District of Utah.

Page 17008

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Lt. Gen. George R. Christmas, USMC, to be Lieutenant General, which was received by the Senate on May 15, 1995.

Page 17009

Messages From the President: **Page 16988**

Communications: **Page 16988**

Executive Reports of Committees: **Page 16990**

Statements on Introduced Bills: **Page 16991**

Additional Cosponsors: **Page 17000**

Amendments Submitted: **Page 17000**

Notices of Hearings: **Page 17002**

Authority for Committees: **Page 17002**

Additional Statements: **Page 17002**

Record Votes: Two record votes were taken today. (Total–281) **Pages 16918, 16968**

Recess: Senate convened at 9 a.m., and recessed at 10:34 p.m., until 9 a.m., on Friday, June 23, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 17008.)

Committee Meetings

LIVESTOCK GRAZING ACT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 852, to provide for uniform management of livestock grazing on Federal land, after receiving testimony from Mike Dombeck, Acting Director, Bureau of Land Management, Department of the Interior; Jack Ward Thomas, Chief, Forest Service, and Floyd P. Horn, Deputy Under Secretary for Research, Education and Economics, both of the Department of Agriculture; Truman Julian, Julian Land and Livestock Company, Kemmerer, Wyoming, on behalf of the Public Lands Council; Joseph M. Feller, Arizona State University, Tempe; Dexter Perkins, University of North Dakota, Grand Forks, on behalf of the Sierra Club (Dacotah Chapter); John M. Fowler, New Mexico State University, and Frank A. Dubois, on behalf of the National Association of State Departments of Agriculture, both of Las Cruces, New Mexico; Ken Spann, Englewood, Colorado, on behalf of the National Cattlemen's Association; Brad Little, Emmett, Idaho, on behalf of the American Sheep Industry Association; Keith Winter, Cartwright, North Dakota, on behalf of the Association of National Grasslands; Tim Lowry, Jordan Valley, Oregon, on behalf of the Owyhee Cattlemen's Association; Bud Eppers, New Mexico Public Lands Council, Roswell; Jeff Menges, Morenci, Arizona, on behalf of the Arizona Cattle Grower's Association; Niels Hansen, Rawlins, Wyoming, on behalf of the Stock Growers Association, the Wyoming Wool Growers Association, and the Wyoming Farm Bureau Federation; Jack Madsen, Gunnison, Utah, on behalf of the Utah Farm Bureau and the American Farm Bureau Federation; Walt Collins, Ft. Peck, Montana, on behalf of the Montana Public Lands Council; Kinn Kincannon, Ketchum, Idaho, on behalf of the Idaho Conservation League; Elsie Dupree, Carson City, Nevada, on behalf of the Nevada Wildlife Federation, Inc.; and Richard Kroger, Bismarck, North Dakota, on behalf of The Wildlife Society (North Dakota Chapter).

ENDANGERED SALMON

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries, and Wildlife held oversight hearings on the National Marine Fisheries Service's policy on spills at Columbia River hydropower dams, gas bubble trauma in threatened and endangered salmon, and the scientific method used under the Endangered Species Act, receiving testimony from William Stelle Jr., Director, Northwest Region, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; Col. Bartholomew B. Bohn, USA, Deputy Commander, North Pacific Division, U.S. Army Corps of Engineers; Edward C. Bowles, Idaho Department of Fish and Game, Boise; Larry E. Fidler, Aspen Applied Sciences Ltd., Cranbrook, B.C. Canada; Margaret J. Filardo, Fish Passage Center, Portland, Oregon; Phillip R. Mundy, Fisheries and Aquatic Sciences, Lake Oswego, Oregon; James Anderson, University of Washington, and Wesley J. Ebel, both of Seattle, Washington; and Gerald R. Bouck, Tualatin, Oregon.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S.J. Res. 27, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois,

S. 457, to amend the Immigration and Nationality Act to update references in the classification of children for purposes of United States immigration laws; and

The nominations of Carlos F. Lucero, of Colorado, to be United States Circuit Judge for the Tenth Circuit, Peter C. Economus and Donald C. Nugent, each to be a United States District Judge for the Northern District of Ohio, Wiley Y. Daniel, to be United States District Judge for the District of Colorado, Nancy Friedman Atlas, to be United States District Judge for the Southern District of Texas, Andrew Fois, of New York, to be an Assistant Attorney General, Department of Justice, and Terrence B. Adamson, of Washington, D.C., and Janie L. Shores, of Alabama, each to be a Member of the Board of Directors of the State Justice Institute.

OSHA REFORM

Committee on Labor and Human Resources: Committee concluded oversight hearings on activities of the Occupational Safety and Health Administration (OSHA), focusing on proposals to reform OSHA regulations to improve workplace safety, including related measures S. 526 and S. 592, after receiving testimony from Senator Judd Gregg; Joseph A. Dear, Assistant Secretary of Labor for Occupational Safety and Health; William Steinmetz Jr., Midland Engineering Company, South Bend, Indiana, on behalf of the National Roofing Contractors Association; David A. Whiston, Vienna, Virginia, on behalf of the American Dental Association; and Michael Wright, United Steel Workers of America, Pittsburgh, Pennsylvania.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 1912–1924; 1 private bill, H.R. 1925; and 2 resolutions, H.J. Res. 97, and H. Res. 172 were introduced.

Page 16881

Reports Filed: Reports were filed as follows:

H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical descecration of the flag of the United States (H. Rept. 104–151);

H.R. 1617, to consolidate and reform workforce development and literacy programs, amended (H. Rept. 104–152);

H.R. 1720, to amend the Higher Education Act of 1965 provide for the cessation of Federal sponsorship of two Government sponsored enterprises, amended (H. Rept. 104–153);

H. Res. 171, providing for consideration of H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996 (H. Rept. 104–154);

H.R. 1077, to authorize the Bureau of Land Management, amended (H. Rept. 104–155);

Report entitled "A Citizen's Guide on Using the Freedom of Information Act and the Privacy Act of 1974 to Request Government Records" (H. Rept. 104–156);

H.R. 1062, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial services providers, amended (H. Rept. 104–127, Part III); and

Conference report on H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States (H. Rept. 104–157).

Pages 16845, 16869, 16880

Journal: By a yea-and-nay vote of 220 yeas to 189 nays, with 1 voting "present", Roll No. 408, the House approved the Journal of Wednesday, June 21.

Page 16813

Committees to Sit: By a yea-and-nay vote of 232 yeas to 187 nays, Roll No. 409, agreed to the Armey motion that all committees and subcommittees of the House be permitted to sit for the remainder of the week while the House is meeting in the Committee of the Whole House under the five-minute rule.

Page 16820

Legislative Branch Appropriations: By a yea-and-nay vote of 337 yeas to 87 nays, Roll No. 417, the House passed H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996.

Page 16823

By a recorded vote of 186 ayes to 240 noes, Roll No. 416, rejected the Miller of California motion to recommit the bill to the Committee on Appropriations.

Page 16842

Agreed To:

The Fazio amendment, as amended by the Houghton substitute, that reduces the appropriation for the Library of Congress by $15 million and increases the appropriation for the Congressional Research Service by $15 million (agreed to by a recorded vote of 220 ayes to 204 noes, Roll No. 410). Earlier, agreed to vacate the proceedings of the Committee of the Whole on Roll Call No. 405 taken on Wednesday, June 21, on this amendment;

Pages 16814, 16823

The Clinger amendment that strikes the $1.17 million appropriation for the Library of Congress' American Folklife Center (which has not been authorized) and provides an extra $1.1 million to the Congressional Budget Office to fund the Office's additional responsibilities under the Unfunded Mandates Reform Act (agreed to by a recorded vote of 260 ayes to 159 noes, Roll No. 411);

Page 16825

The Klug amendment that reduces by 350 the number of full-time equivalent positions in the Government Printing Office, thereby reducing to 3,550 the number of full-time equivalent positions at the GPO (agreed to by a recorded vote of 293 ayes to 129 noes, Roll No. 413); and

Pages 16830, 16836

The Zimmer amendment that permits Members to return unspent portions of their Members' Representational Allowances, which includes their clerk-hire, official mail, and office expense allowances, to the Treasury to be used for deficit reduction (agreed to by a recorded vote of 403 ayes to 21 noes, Roll No. 415)

Pages 16833, 16838

Rejected:

The Orton amendment that sought to eliminate the $7 million appropriation for the renovation of the Botanic Garden, and increases by $7 million the appropriation for Federal depository library program in the Office of Superintendent of Documents account (rejected by a recorded vote of 104 ayes to 321 noes, Roll No. 412); and

Pages 16828, 16835

The Christensen amendment that sought to prohibit the use of funds to pay for the salaries of expenses of any elevator operator in the House Office Buildings (rejected by a recorded vote of 177 ayes to 246 noes, Roll No. 414)

Pages 16832, 16837

A point of order was sustained against the Miller of California motion to recommit the bill to the Committee on Appropriations with instructions to report back the same forthwith containing an amendment prohibiting Members and staffs to accept gifts from paid or unpaid lobbyists.

Page 16843

Foreign Operations Appropriations: House completed all general debate on H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996. Consideration of amendments will begin on Tuesday, June 27.

Page 16856

H. Res. 170, the rule under which the bill is being considered, was agreed to by a recorded vote of 217 ayes and 175 noes, Roll No. 419. Earlier, agreed to order the previous question on the resolution by a yea-and-nay vote of 221 yeas to 178 nays, Roll No. 418.

Page 16845

Legislative Program: The Majority Leader announced the legislative program for the week of June 26. Agreed to adjourn from Thursday to Monday.

Page 16855, 16869

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business on June 28.

Page 16869

Presidential Message—Export Licenses Termination: Read a message from the President wherein he transmits his report to Congress that it is in the national interest to terminate the suspension with respect to the issuance of licenses for the export to the People's Republic of China of United States Munitions List articles—referred to the Committee on International Relations and ordered printed (H. Doc. 104–87).

Page 16879

Quorum Calls—Votes: Four yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 16813, 16822, 16824, 16827, 16836, 16837, 16838, 16844, 16845, 16854. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:41 p.m.

Committee Meetings

AGRICULTURE AND INTERIOR APPROPRIATIONS

Committee on Appropriations: Began markup of the following appropriations for fiscal year 1996: Agriculture and Interior.

Will continue June 27.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Continued markup of H.R. 1362, Financial Institutions Regulatory Relief Act of 1995.

Will continue June 27.

SUPERFUND REAUTHORIZATION

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on the reauthorization of the Superfund program. Testimony was heard from Chad Macintosh, Environmental Project Coordinator, Office of the Governor, State of Michigan; and public witnesses.

TRANSFORMATION OF THE MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and Environment continued hearing on the Transformation of the Medicaid Program. Testimony was heard from Sally Richardson, Director, Medicaid Bureau, Health Care Financing Administration, Department of Health and Human Services; William Scanlon, Associate Director, Health Care Financing and Policy, GAO; Kevin Piper, Director, Health Care Financing, Department of Health and Human Services, State of Wisconsin; Barbara Mantula, Director, Division of Medical Assistance, Department of Human Resources, State of North Carolina; John Rodriquez, Deputy Director, Medical Care Services, State of California; Arnold Tompkins, Director, Department of Human Services, State of Ohio; Rod Betit, Executive Director, Department of Public Health, Department of Human Services, State of Utah; Don Herman, Administrator, Division of Medical Services, Department of Human Services, State of Iowa; and public witnesses.

Hearings continue June 28.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Ordered reported the following bills: H.R. 743, amended, Teamwork for Employees and Managers Act; and H.R. 1715, respecting the relationship between workers' compensation benefits and the benefits available under the Migrant and Seasonal Agricultural Worker Protection Act.

ADMINISTRATION AIDS TRAINING PROGRAM

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on the Administration Aids Training Program. Testimony was heard from Representative Dornan; Thomas McFee, Assistant Secretary, Personnel Administration, Department of Health and Human Services; Corlis S. Moody, Director, Office of Economic Impact and Diversity, Department of Energy; Wardell C. Townsend, Jr., Assistant Secretary, Administration, USDA; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on Delays in the FDA's Food Additive Petitions and GRAS Affirmation Process. Testimony was heard from Linda Suydam, Acting Deputy Commissioner, Operations, FDA, Department of Health and Human Services; and public witnesses.

Hearings continue June 29.

COERCIVE POPULATION CONTROL IN CHINA

Committee on International Relations: Subcommittee on International Relations and Human Rights held a hearing on Coercive Population Control in China. Testimony was heard from public witnesses.

COMBATTING CRIME IN D.C.

Committee on Judiciary: Subcommittee on Crime held a hearing regarding "Combating Crime in the District of Columbia." Testimony was heard from Eric Holder, U.S. District Attorney, Office of the U.S. Attorney, Department of Justice; Robert Langston, Chief of Police, U.S. Park Police, Department of Interior; the following officials of the District of Columbia: Fred Thomas, Chief of Police; Eugene Hamilton, Chief Judge; and Reggie Walton, Associate Judge, both with Superior Court; Harold Brazil; and Kevin Chavous, both Council members; Issac Fulwood, former Chief of Police; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Energy and Mineral Resources held a hearing on the following bills: H.R. 846, Helium Act of 1995; H.R. 873, Helium Privatization Act of 1995; and S. 898, to amend the Helium Act to cease operation of the government helium refinery, authority facility and crude helium disposal, and cancel the helium debt. Testimony was heard from Representative Cox of California; Rhea Graham, Director, U.S. Bureau of Mines, Department of the Interior; Bryan O'Connor, Deputy Associate Administrator, Office of Space Flight, NASA; and public witnesses.

OVERSIGHT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held an oversight hearing to examine provisions of the International Dolphin Conservation Act (P.L. 102–523). Testimony was heard from Ambassador David Colson, Deputy Assistant Secretary, Department of State; and public witnesses.

ENERGY AND WATER APPROPRIATIONS

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996. The rule provides for the reading of the bill by title for amendment, with each title considered as read. The rule waives clause 2 (prohibiting unauthorized appropriations and legislative provisions) and clause 6 (prohibiting reappropriations) of rule XXI against provisions of the bill except as otherwise specified in the rule. The rule first makes in order an amendment by Rep. Shuster (PA) printed in the report of the Committee on Rules accompanying the rule. The amendment shall be considered as read, shall be debatable for 10-minutes, equally divided between the proponent and an opponent. The amendment is not subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. All points of order are waived against the amendment. If adopted, the amendment shall be considered as original text for the purpose of further amendment under the five-minute rule. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions.

Testimony was heard from Representatives Myers of Indiana, Bevill, Klug, Foley, Traficant, Brewster, and Harman.

MISCELLANEOUS MEASURES

Committee on Science: Ordered reported amended H.R. 1816, Department of Energy Civilian Research and Development Act of 1995.

EXPORT OPPORTUNITIES FOR SMALL BUSINESSES

Committee on Small Business: Subcommittee on Procurement, Exports and Business Opportunities continue hearings on the appropriate role and the effectiveness of various federal government programs in helping small businesses find export opportunities around the world. Testimony was heard from Representative Mica; and public witnesses.

Hearings continue June 28.

CAPITOL VISITOR CENTER AUTHORIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on H.R. 1230, Capitol Visitor Center Authorization Act of 1995. Testimony was heard from Representative Mica; George White, Architect of the Capitol; Wilson Livingood, Sergeant at Arms, House of Representatives; Winston Tabb, Associate Librarian, Library of Congress; and a public witness.

SUPERFUND REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization and reform of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund). Testimony was heard from Representatives Zeliff and Johnson of Connecticut; Lawrence J. Dyckman, Associate Director, Environmental Protection Issues, Resources, Community, and Economic Development Division, GAO; Jan Paul Acton, Assistant Director, Natural Resources and Commerce Division, CBO; and public witnesses.

Hearings continue June 27.

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OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, Insurance and Memorial Affairs held an oversight hearing on the Veterans' Benefits Administration's computer modernization. Testimony was heard from Frank W. Reilly, Director, Information Resources Management/Health, Education, and Human Services Accounting and Information Management Division, GAO; and Raymond Avent, Deputy Under Secretary, Benefits, Department of Veterans' Affairs.

COAL INDUSTRY RETIREE HEALTH BENEFIT ACT

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Coal Industry Retiree Health Benefit Act of 1992. Testimony was heard from the following officials of the Department of the Treasury: Michael Thornton, Deputy Tax Legislative Counsel; and Phil Brand, Chief Compliance Officer, IRS; Lawrence H. Thompson, Principal Deputy Commissioner, SSA; and public witnesses.

Joint Meetings

PRESIDENT'S BUDGET

Joint Economic Committee: Committee concluded hearings to examine the President's proposed 10-year budget plan on the economy, after receiving testimony from Alice M. Rivlin, Director, Office of Management and Budget; and June E. O'Neill, Director, Congressional Budget Office.

INDIAN GAMING REGULATIONS

Joint Hearing: Senate Committee on Indian Affairs concluded joint hearings with the House Committee on Resources' Subcommittee on Native American and Insular Affairs on S. 487, to establish a Federal Indian Gaming Regulatory Commission to regulate Indian gaming operations and standards, after receiving testimony from Representatives Solomon and Torricelli; Kevin V. DiGregory, Deputy Assistant Attorney General, Criminal Division, Department of Justice; John J. Duffy, Counselor to the Secretary of the Interior; New Mexico Governor Gary E. Johnson, Santa Fe; Harold A. Monteau and Richard G. Hill, both of the National Indian Gaming Commission, Washington, D.C.; and gaiashkibos, Lac Courte Oreilles Band of Ojibwa Indians, Hayward, Wisconsin, on behalf of the National Congress of American Indians.

MEDICARE SELECT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 483, to extend the Medicare Select demonstration program for three years and expand it to all 50 States.

Friday, June 23, 1995

Senate

Chamber Action

Routine Proceedings, pages 17029–17078

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 960–964, and S. Res. 141.

Page 17062

Measures Reported: Reports were made as follows:

S. 961, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997. (S. Rept. No. 104–99)

Page 17062

Measures Passed

Middle East Peace Facilitation Act: Senate passed S. 962, to extend authorities under the Middle East Peace Facilitation Act of 1994 until August 15, 1995.

Page 17073

Senate Legal Counsel Representation: Senate agreed to S. Res. 141, to authorize representation by Senate Legal Counsel.

Pages 17070, 17073

Private Securities Litigation Reform Act: Senate continued consideration of S. 240, to amend the Securities Exchange Act of 1934 to establish a filing deadline and to provide certain safeguards to ensure that the interests of investors are well protected under the implied private action provisions of the Act, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 17030, 17053

Rejected:

By 30 yeas to 56 nays (Vote No. 282), Shelby/Bryan Amendment No. 1468, to strike the net worth and damage requirements and make proportionate defendants responsible for the uncollectible share of an insolvent codefendant in proportion to their percentage of responsibility.

Page 17030

Pending:

Bryan Amendment No. 1469, to provide for a limitation period for implied private rights of action.

Pages 17040, 17053

A unanimous-consent agreement was reached providing for further consideration of the bill on Monday, June 26, 1995, and certain amendments to be proposed thereto, with votes to occur thereon.

Page 17074

Messages From the House: **Page 17062**

Measures Referred: **Page 17062**

Communications: **Page 17062**

Statements on Introduced Bills: **Page 17062**

Additional Cosponsors: **Page 17069**

Amendments Submitted: **Page 17069**

Authority for Committees: **Page 17069**

Additional Statements: **Page 17069**

Record Votes: One record vote was taken today. (Total–282)

Page 17039

Recess: Senate convened at 9 a.m., and recessed at 3:04 p.m., until 11 a.m., on Monday, June 26, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 17078.)

Committee Meetings

LEGAL SERVICES CORPORATION

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for the Legal Services Corporation, after receiving testimony from former Senator Rudman; Representatives Gekas and Stenholm; Alexander D. Forger, President, Legal Services Corporation; Kenneth Boehm, National Legal and Policy Center, Vienna, Virginia; Dean R. Kleckner, American Farm Bureau Federation, Washington, D.C.; Jack W. Londen, Morrison and Foerster, San Francisco, California; and Robert DeBruyn, Zeeland, Michigan.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, June 26.

Committee Meetings

No Committee meetings were held.

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Monday, June 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 17079–17177

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 965–967, and S. Con. Res. 18 and 19.

Page 17166

Measures Passed:

Authorizing Transfer of Catafalque: Senate agreed to S. Con. Res. 18, authorizing the Architect of the Capitol to transfer the catafalque to the Supreme Court for a funeral service.

Page 17098

Enrollment Correction: Senate agreed to S. Con. Res. 19, to correct the enrollment of H.R. 483.

Page 17166

Private Securities Litigation Reform Act: Senate continued consideration of S. 240, to amend the Securities Exchange Act of 1934 to establish a filing deadline and to provide certain safeguards to ensure that the interests of investors are well protected under the implied private action provisions of the Act, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 17099

Adopted:

By 93 yeas to 1 nay, 1 responding present (Vote No. 285), Boxer Amendment No. 1473, to instruct the Securities and Exchange Commission to report to the Congress on whether senior citizens and retirement plans need enhanced protection from securities fraud.

Pages 17113, 17142

Rejected:

(1) Bryan Amendment No. 1469, to provide for a limitations period for implied private rights of action. (By 52 yeas to 41 nays, 1 voting present (Vote No. 283), Senate tabled the amendment.)

Page 17127

(2) By 29 yeas to 65 nays, 1 responding present (Vote No. 284), Sarbanes Amendment No. 1472, to establish proportional liability in Securities actions against reckless defendants.

Pages 17101, 17127, 17138, 17141

Pending:

(1) Bryan Amendment No. 1474, to restore the liability of aiders and abetters in private actions.

Pages 17099, 17150

(2) Boxer/Bingaman Amendment No. 1475, to establish procedures governing the appointment of lead plaintiffs in private securities class actions.

Page 17158

A unanimous-consent time agreement was reached providing for further consideration of the bill and the pending amendments proposed thereto, with votes to occur thereon, on Tuesday, June 27.

Page 17174

Extended Use of Medicare Selected Policies—Conference Report: Senate agree to the conference report on H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States.

Page 17157

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Investment Treaty with Mongolia (Treaty Doc. No. 104–10).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 17174

Nominations Confirmed: Senate confirmed the following nominations:

Virgil M. Speakman, of Ohio, to be a Member of the Railroad Retirement Board, for a term expiring August 28, 1999. (Reappointment)

Larry C. Napper, of Texas, to be Ambassador to Latvia.

R. Grant Smith, of New Jersey, to be Ambassador to the Republic of Tajikistan.

Donald K. Steinberg, of California, to be Ambassador to the Republic of Angola.

Lawrence Palmer Taylor, of Pennsylvania, to be Ambassador to the Republic of Estonia.

Peter Tomsen, of California, to be Ambassador to the Republic of Armenia.

Jenonne R. Walker, of the District of Columbia, to be Ambassador to the Czech Republic.

James Alan Williams, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as the Special Coordinator for Cyprus.

Mosina H. Jordan, of New York, to be Ambassador to the Central African Republic.

Lannon Walker, of Maryland, to be Ambassador to the Republic of Cote d'Ivoire.

Timothy Michael Carney, of Washington, to be Ambassador to the Republic of Sudan.

George J. Tenet, of Maryland, to be Deputy Director of Central Intelligence.

Routine lists in the Foreign Service.

Page 17174

Nominations Received: Senate received the following nominations:

Derrick L. Forrister, of Tennessee, to be an Assistant Secretary of Energy (Congressional and Intergovernmental Affairs).

1 Air Force nomination in the rank of general.

2 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Public Health Service.

Page 17175

Communications: Page 17166

Statements on Introduced Bills: Page 17166

Additional Cosponsors: Page 17169

Amendments Submitted: Page 17170

Notices of Hearings: Page 17170

Authority for Committees: Page 17170

Additional Statements: Page 17170

Record Votes: Three record votes were taken today. (Total—285)

Pages 17141, 17142

Recess: Senate convened at 11 a.m., and recessed at 9:08 p.m., until 9:15 a.m., on Tuesday, June 27, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 17175.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel met in closed session and approved those provisions which fall under its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs.

House of Representatives

Chamber Action

Reports Filed:

H.R. 1565, to amend title 38, United States Code, to extend through December 31, 1997, the period during which the Secretary of Veterans Affairs is authorized to provide priority health care to certain veterans exposed to Agent Orange, ionizing radiation, or environmental hazards, amended (H. Rept. 104–158); and

Conference report on H. Con. Res. 67, setting forth the congressional budget for the United States for fiscal years 1996, 1997, 1998, 1999, 2000, 2001 and 2002 (H. Rept. 104–159).

Pages 17178, 17218

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Goodlatte to act as Speaker pro tempore for today.

Page 17178

Late Report: Committee on the Budget received permission to have until midnight tonight to file a conference report on H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

Page 17178

Senate Messages: Messages received from the Senate today appear on page 17218.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:25 p.m.

Committee Meetings

No Committee meetings were held.

Tuesday, June 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 17223–17315

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 968–974, and S. Res. 142.

Page 17290

Measures Passed:

Congratulating the New Jersey Devils: Senate agreed to S. Res. 142, to congratulate the N.J. Devils for becoming the 1995 NHL champions and thus winning the Stanley Cup.

Pages 17290, 17298

Private Securities Litigation Reform Act: Senate continued consideration of S. 240, to amend the Securities Exchange Act of 1934 to establish a filing deadline and to provide certain safeguards to ensure that the interests of investors are well protected under the implied private action provisions of the Act, with a committee amendment in the nature of a substitute, taking action on further amendments proposed thereto, as follows:

Pages 17223, 17265

Adopted:

(1) D'Amato Modified Amendment No. 1476, of a perfecting nature.

Page 17231

(2) Biden Amendment No. 1481, to make applicable the criminal Rico statutes if any participant in fraud is criminally convicted.

Page 17279

(3) Bingaman/Bryan Amendment No. 1482, to clarify the application of sanctions under rule 11 of the Federal Rules of Civil Procedure in private securities litigation.

Page 17279

Rejected:

(1) By 39 yeas to 60 nays, 1 responding present (Vote No. 286), Bryan Amendment No. 1474, to restore the liability of aiders and abetters in private actions.

Pages 17223, 17229

(2) By 41 yeas to 58 nays, 1 responding present (Vote No. 287), Boxer/Bingaman Amendment No. 1475, to establish procedures governing the appointment of lead plaintiffs in private securities class actions.

Page 17226

(3) By 43 yeas to 56 nays, 1 responding present (Vote No. 288), Sarbanes/Lautenberg Amendment No. 1477, to require the Securities and Exchange Commission to review the regulatory "safe harbor" for forward looking statements.

Page 17231

(4) Sarbanes Amendment No. 1478, to establish that an exemption from liability is lost for forward looking statements made when knowingly misleading or false. By

50 yeas to 48 nays, 1 responding present (Vote No. 289), Senate tabled the amendment.
Page 17248

(5) By 32 yeas to 61 nays, 1 responding present (Vote No. 290), Graham Amendment No. 1479, to provide for an early evaluation procedure in securities class actions.
Pages 17265, 17278

Pending:

(1) Boxer Amendment No. 1480, to exclude insider traders who benefit from false or misleading forward looking statements from safe harbor protection.
Page 17271

(2) Specter Amendment No. 1483, to provide for sanctions for abuse litigation.
Page 17280

(3) Specter Amendment No. 1484, to provide for a stay of discovery in certain circumstances.
Page 17285

(4) Specter Amendment No. 1485, to clarify the standard plaintiffs must meet in specifying the defendant's state of mind in private securities litigation.
Page 17286

A unanimous-consent agreement was reached providing for further consideration of the bill and the pending amendments proposed thereto, with votes to occur thereon, on Wednesday, June 28, 1995.
Page 17278

Nominations Received: Senate received the following nominations:

Todd J. Campbell, of Tennessee, to be United States District Judge for the Middle District of Tennessee.

James M. Moody, of Arkansas, to be United States District Judge for the Eastern District of Arkansas.

Evan J. Wallach, of Nevada, to be a Judge of the United States Court of International Trade.

Alberto J. Mora, of Florida, to be a Member of the Broadcasting Board of Governors for a term of two years.
Page 17315

Communications:
Page 17290

Statements on Introduced Bills: Page 17290

Additional Cosponsors: Page 17297

Amendments Submitted: Page 17298

Notices of Hearings: Page 17302

Authority for Committees: Page 17302

Additional Statements: Page 17302

Record Votes: Five record votes were taken today. (Total–290) Pages 17230, 17245, 17259, 17278

Recess: Senate convened at 9:15 a.m., and recessed at 9:38 p.m., until 8:40 a.m., on Wednesday, June 28, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 17312.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense, focusing on the ballistic missile defense program, receiving testimony from Lt. Gen. Malcolm R. O'Neill, Director, Ballistic Missile Defense Organization, Department of Defense.

Subcommittee will meet again on Tuesday, July 11.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Readiness met and approved those provisions which fall within its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces met in closed session to mark up those provisions which fall within its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs, but did not complete action thereon and will meet again tomorrow.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on SeaPower met in closed session and approved those provisions which fall within its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces met in closed session and approved those provisions which fall within its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs.

PROPERTY RIGHTS AND ENVIRONMENTAL LAWS

Committee on Environment and Public Works: Committee held oversight hearings on proposals to supplement the legal framework for private property interests, focusing on the operation of Federal environmental laws, including related provisions of S. 605, receiving testimony from John R. Schmidt, Associate Attorney General, Department of Justice; Joseph L. Sax, Counselor to the Secretary and Deputy Assistant Secretary for Policy, Department of the Interior; New Hampshire State Senator Richard L. Russman, Kingston, on behalf of the National Conference of State Legislatures; Roger J. Marzulla, Akin, Gump, Strauss, Hauer and Feld, Roger Pilon, CATO Institute, and Edward M. Thompson, Jr., American Farmland Trust, all of Washington, D.C.; Frank I. Michelman, Harvard University Law School, Cambridge, Massachusetts; Jim Little, Emmett, Idaho, on behalf of the National Cattlemen's Association; and Don Martin, Albuquerque, New Mexico, on behalf of the National Association of Home Builders.

Hearings were recessed subject to call.

SOCIAL SECURITY TRUST FUNDS

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on proposals to restore the long-term solvency of the Social Security System, focusing on the Old Age and Survivors Insurance Trust Fund and the Disability Insurance Trust Fund, receiving testimony from Senator Kerrey; David M. Walker, Arthur Andersen LLP, Atlanta, Georgia, former Public Trustee of the Social Security and Medicare Trust Funds, and former Assistant Secretary of Labor; and Stanford G. Ross, Arnold & Porter, former Commissioner of Social Security and former Public Trustee of the Social Security and Medicare Trust Funds, Mark A. Weinberger, Oldaker, Ryan & Leonard, Anne C. Canfield, McClure, Gerard & Neuenschwander, Inc., Heather Lamm, Third Millennium, C. Eugene Steuerle, Urban Institute, and Allan Tull, American Association of Retired Persons, all of Washington, D.C.

Hearings were recessed subject to call.

DEPARTMENT OF JUSTICE OVERSIGHT

Committee on the Judiciary: Committee held oversight hearings on the activities and responsibilities of the Department of Justice, focusing on the administration of justice and the enforcement of laws, receiving testimony from Janet Reno, Attorney General, Department of Justice.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Dianne P. Wood, of Illinois, to be United States Circuit Judge for the Seventh Circuit, Tena Campbell, to be United States District Judge for the District of Utah, George H. King, to be United States District Judge for the Central District of California, and Robert H. Whaley, to be United States District Judge for the Eastern District of Washington, after the nominees testified and answered questions in their own behalf. Ms. Wood was introduced by Senators Simon and Moseley-Braun, Ms. Campbell was introduced by Senators Hatch and Bennett, Mr. King was introduced by Senator Boxer, and Mr. Whaley was introduced by Senators Gorton and Murray.

BRAIN RESEARCH AND HEALTH CARE COST REDUCTION

Special Committee on Aging: Committee concluded hearings to examine how investment in research into the causes and courses of certain diseases can reduce health care costs, focusing on brain research and the long-term-care costs of brain-related disorders, and a task force report on how to prioritize and fund aging-related research, after receiving testimony from Senator Hatfield; Richard W. Besdine, University of Connecticut Health Center, Farmington, Connecticut, representing the Alliance for Aging Research; Guy M. McKhann, Johns Hopkins University, Baltimore, Maryland, representing the Dana Alliance for Brain Initiatives; Jerry Avorn and Dennis J. Selkoe, both of the Brigham and Women's Hospital, and Ole Isacson, McLean Hospital, all of the Harvard University Medical School, Arthur D. Ullian, National Campaign to End Neurological Disorders, and Benjamin Reeve, all of Boston, Massachusetts; Robert M. Goldberg, Brandeis University, Waltham, Massachusetts; Allen D. Roses, Duke University Medical Center, Durham, North Carolina; Dennis W. Choi, Washington University School of Medicine, St. Louis, Missouri; Millicent R. Kondracke, Washington, D.C.; and Frances Powers, Lebanon, Pennsylvania.

House of Representatives

Chamber Action

Bills Introduced: Fifteen public bills, H.R. 1926–1940; and three resolutions, H.J. Res. 98, H. Con. Res. 79, and H. Res. 174 were introduced.

Page 17401

Reports Filed: Reports were filed as follows:

H.R. 541, to reauthorize the Atlantic Tunas Convention Act of 1975, amended (H. Rept. 104–109, Part 2);

H.R. 1642, to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia (H. Rept. 104–160);

H.R. 1887, to authorized appropriations for fiscal years 1996 and 1997 for the International Trade Commission, the Customs Service, and the Office of the United States Trade Representatives, amended, (H. Rept. 104–161);

H.R. 1643, to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Bulgaria (H. Rept. 104–162);

H.R. 1176, to nullify an executive order that prohibits Federal contracts with companies that hire permanent replacements for striking employees (H. Rept. 104–163);

H. Res. 173, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States (H. Rept. 104–164).

Pages 17382, 17401

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Emerson to act as Speaker pro tempore for today.

Page 17316

Recess: House recessed at 10:52 a.m. and reconvened at noon.

Page 17318

Catafalque Transfer: House agreed to S. Con. Res. 18, authorizing the Architect of the Capitol to transfer the catafalque to the Supreme Court for a funeral service—clearing the measure.

Page 17322

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the five-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Resources, Science, Transportation and Infrastructure, and Select Intelligence.

Page 17322

Air Force Academy: The Speaker appointed Representatives Young of Florida, Hefley, Dicks, and Tanner, as members of the Board of Visitors to the United States Air Force Academy on the part of the House.

Page 17322

Veterans Health Care: House voted to suspend the rules and pass H.R. 1565, amended, to amend title 38, United States Code, to extend through December 31, 1997, the period during which the Secretary of Veterans Affairs is authorized to provide priority health care to certain veterans exposed to Agent Orange, ionizing radiations, or environmental hazards. Agreed to amend the title.

Page 17323

Foreign Operations Appropriations: House continued consideration of H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996; but came to no resolution thereon. Consideration of amendments will continue on Wednesday, June 28.

Page 17327

Agreed to:

The Gilman amendment that strikes language protecting the new child survival account from other laws; maintains a prohibition transferring funds from development assistance to other accounts; restates funding for Russia and the states of the former Soviet Union be used for limited purposes; and lowers the ratio of private to public funds to 1 to 1, that the former states must raise to qualify for certain funding;

Page 17328

The Klug amendment, as amended by the Callahan substitute, that reduces to $69,000, allocations for the cost of direct and guaranteed loans and strikes language that requires OPIC's subsidy come from its non-credit account;

Page 17340

The Burton of Indiana amendment that eliminates the $30 million Agency for International Development (AID) reform and downsizing account (agreed to by a recorded vote of 238 ayes to 176 noes, Roll No. 423);

Page 17350

The Hall of Ohio amendment, as modified, that increases the allocation to the Child Survival and Disease Fund by $108 million (agreed to by a recorded vote of 263 ayes to 187 noes, Roll No. 424);

Page 17353

The Miller of Florida amendment, as amended by the Wilson substitute amendment, that reduces funding to the new independent states of the former Soviet Union by $15 million;

Page 17358

The Jackson-Lee amendment that increases funding for the African Development Foundation by $1.5 million; and

Page 17365

The DeLay amendment, as amended by the Porter amendment (agreed to by a recorded vote of 242 ayes to 180 noes, Roll No. 426) that reduces by $20 million funding for the World Bank's Global Environment Facility (agreed to by a recorded vote of 273 ayes to 146 noes, Roll No. 427).

Page 17369

Rejected:

The Gilman amendment that sought to reduce the Development Assistance Fund by $25 million to conform with the foreign aid authorization (rejected by a recorded vote of 202 ayes to 218 noes, Roll No. 420);

Page 17330

The Sanders amendment that sought to abolish the Overseas Private Investment Corporation (OPIC) by October 1, 1995, and transfer the remaining functions to the State Department (rejected by a recorded vote of 90 ayes and 329 noes, Roll No. 421);

Page 17334

The Brownback amendment that sought to restore $24 million in assistance to the states of the former Soviet Union (rejected by a recorded vote of 78 ayes to 340 noes, Roll No. 422); and

Page 17345

The Hefley amendment to the Wilson substitute to the Miller of Florida amendment that sought to reduce funding to the new independent states of the former Soviet Union by $327 million (rejected by a recorded vote of 104 ayes to 320 noes, Roll No. 425).

Page 17359

The following amendments were offered but subsequently withdrawn:

The Richardson amendment that sought to increase funding for migration and refugee assistance by $1 million to assist the Thai-Burma border crisis;

Page 17348

The Lowey amendment that sought to prohibit funding for international military education and training in Indonesia; and

Page 17366

The Wilson amendment that sought to reduce by $10 million funding for the World Bank's Global Environment Facility.

Page 17371

Soap Box Derby: House agreed to H. Con. Res. 38, authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby.

Page 17382

Committees To Sit: The following committees and their subcommittees received permission to sit Wednesday, June 28, during the proceedings of the House under the five-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, Judiciary, National Security, Small Business, and Select Intelligence.

Page 17383

Senate Messages: Messages received from the Senate today appear on page 17318.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 17403.

Quorum Calls—Votes: Eight recorded votes developed during the proceedings of the House today and appear on pages 17333, 17340, 17347, 17353, 17357, 17364, 17374, 17375.

There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:36 p.m.

Committee Meetings

AGRICULTURE AND INTERIOR APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriations for fiscal year 1996: Agriculture and Interior.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Continued markup of H.R. 1362, Financial Institutions Regulatory Relief Act of 1995.

Will continue tomorrow.

INDIVIDUALS WITH DISABILITIES EDUCATION

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families continued hearings on the Individuals with Disabilities Education Act. Testimony was heard from Representatives Visclosky and Traficant; and public witnesses.

D.C. SCHOOL REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on D.C. School Reform. Testimony was heard from public witnesses.

GOVERNMENT PERFORMANCE AND RESULTS ACT COMPLIANCE

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Government Performance and Results Act Compliance. Testimony was heard from John A. Koskinen, Deputy Director, Management, OMB; Johnny C. Finch, Assistant Comptroller General, General Government Programs, GAO; Anthony A. Williams, Chief Financial Officer, USDA; Vice Adm. Arthur Henn, USCG, Vice Commandant, U.S. Coast Guard, Department of Transportation; Joseph Thompson, Director, New York Regional Office, Department of Veterans Affairs; Col. F. Edward Ward, Jr., Director, Field Offices, Defense Finance Accounting Service, Department of Defense; and public witnesses.

ILLICIT DRUG AVAILABILITY

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held a hearing on Illicit Drug Availability: Are Interdiction Efforts Hampered by a Lack of Agency Resources? Testimony was heard from Thomas A. Constantine, Administrator, DEA, Department of Justice; Joseph Kelly, Director-In-Charge, International Affairs Issues, GAO; Ambassador Jane E. Becker, Principal Deputy Assistant Secretary, International Narcotics and Law Enforcement, Department of State; and Brian Sheridan, Deputy Assistant Secretary, Drug Enforcement Policy and Support, Department of Defense; and public witnesses.

Hearings continue tomorrow.

VALUE OF MICROENTERPRISE DEVELOPMENT

Committee on International Relations: Held a hearing on the Value of Microenterprise Development. Testimony was heard from Roxann A. VanDusen, Senior Deputy Assistant Administrator, Global Programs, Field Support and Research, AID, U.S. International Cooperation Agency; and public witnesses.

ASIA-U.S. SECURITY INTERESTS

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on U.S. Security Interests in Asia. Testimony was heard from Winston Lord, Assistant Secretary, East Asian and Pacific Affairs, Department of State; and the following officials of the Department of Defense: Joseph S. Nye, Assistant Secretary, International Security Affairs; and Adm. Richard C. Macke, USN, Commander-in-Chief, U.S. Pacific Command.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on the issue of Federal oversight of States acting under the Surface Mining Control and Reclamation Act of 1977 to effectively regulate active coal mining operations and protect the environment consistent with the State primacy provision of the Act. Testimony was heard from Robert Uram, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior; Charles R. Matthews, Commissioner of Railroads, State of Texas; Ted Stewart, Director, Natural Resources, State of Utah; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full Committee action the following bills: S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspection; and H.R. 1675, amended, National Wildlife Refuge Improvement Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action the following bills: H.R. 1296, amended, to provide for the administration of certain Presidio properties at minimal cost to the Federal taxpayer; H.R. 629, The Fall River Visitor Center Act of 1995; and H.R. 1508, to require the transfer of title to the District of Columbia certain real property in Anacostia Park to facilitate the construction of National Children's Island, a cultural, educational, and family-oriented park.

PROHIBITING PHYSICAL DESECRATION OF THE FLAG

Committee on Rules: Granted, by a voice vote, a rule providing for consideration of H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the State to prohibit the physical desecration of the flag of the United States, in the House. The rule provides for 1 hour of general debate. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except one motion to recommit, with or without instructions. The rule provides that if the motion to recommit is with instructions, it may only be offered by the minority leader or a designee but shall be debatable for 1 hour, equally divided between the proponent and an opponent. Testimony was heard from Chairman Hyde and Representatives Canady, Conyers, Frank of Massachusetts, Thornton, and Skaggs.

TECHNOLOGY TRANSFER

Committee on Science: Subcommittee on Technology and the Subcommittee on Basic Research held a joint hearing on Technology Transfer. Testimony was heard from Richard Marczewski, Manager, Technology Transfer Office, National Renewable Energy Laboratory, Department of Energy; Ambassador C. Paul Robinson, Vice President, Laboratory Development, Sandia National Laboratory; William Martin, Vice President, Office of Technology Transfer, Lockheed-Martin Energy Systems, Oak Ridge National Laboratory; Peter Lyons, Director, Industrial Partnership Office, Los Alamos National Laboratory; Ronald W. Cochran, Laboratory Executive Officer, Lawrence Livermore National Laboratory; and public witnesses.

SUPERFUND REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on the reauthorization and reform of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund). Testimony was heard from Carol M. Browner, Administrator, EPA; Lois Schiffer, Assistant Attorney General, Department of Justice; Sherri Goodman, Deputy Under Secretary, Environmental Security, Department of Defense; Tom Grumbly, Assistant Secretary, Environmental Management, Department of Energy; and Robert P. Davison, Assistant Secretary, Fish, Wildlife and Parks, U.S. Fish and Wildlife Service, Department of the Interior.

FAMILY MEDICAL SAVINGS AND INVESTMENT ACT

Committee on Ways and Means: Subcommittee on Health held a hearing on H.R. 1818, Family Medical Savings and Investment Act of 1995. Testimony was heard from Representatives Archer, Jacobs, Christensen, Roberts, Chrysler, Salmon, and Ganske; Brett Schundler, Mayor, Jersey City, New Jersey; and public witnesses.

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Wednesday, June 28, 1995

Senate

Chamber Action

Routine Proceedings, pages 17423–17552

Measures Introduced: Seven bills were introduced, as follows: S. 975–981.

Page 17533

Measures Reported: Reports were made as follows:

Special Report of the Committee on Rules and Administration of a review of the legislative activity during the 103d Congress. (S. Rept. No. 104–100)

Page 17532

Measures Passed:

Private Securities Litigation Reform Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation, and by 69 yeas to 30 nays, 1 responding present (Vote No. 295), the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 240, Senate companion measure, after agreeing to the committee amendment in the nature of a substitute, and taking action on further amendments proposed thereto, as follows:

Page 17423

Adopted:

(1) By 57 yeas to 42 nays, 1 responding present (Vote No. 293), Specter Amendment No. 1485, to clarify the standard plaintiffs must meet in specifying the defendant's state of mind in private securities litigation.

Page 17424

Rejected:

(1) Boxer Amendment No. 1480, to exclude insider traders who benefit from false or misleading forward looking statements from safe harbor protection. (By 56 yeas to 42 nays, 1 responding present (Vote No. 294), Senate tabled the amendment.)

Page 17425

(2) Specter Amendment No. 1483, to provide for sanctions for abuse litigation. (By 57 yeas to 38 nays, 1 responding present (Vote No. 291), Senate tabled the amendment.)

Page 17423

(3) Specter Amendment No. 1484, to provide for a stay of discovery in certain circumstances. (By 52 yeas to 47 nays, 1 responding present (Vote No. 292), Senate tabled the amendment.)

Page 17423

Subsequently, S. 240, Senate companion measure, was returned to the Senate calendar.

Page 17450

Authorizing Use of Capitol Grounds: Senate agreed to H. Con. Res. 38, authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby.

Page 17551

Congressional Budget—Conference Report: Senate began debate on the provisions of the conference report on H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

Pages 17461, 17523

Comprehensive Regulatory Reform Act: Senate began consideration of S. 343, to reform the regulatory process, with committee amendments in the nature of a substitute.

Page 17487

Senate will resume consideration of the bill on Thursday, June 29, 1995.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the Corporation for Public Broadcasting; referred to the Committee on Commerce, Science, and Transportation. (PM–58).

Page 17532

Nominations Received: Senate received the following nominations:

George D. Milidrag, of Michigan, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Lawrence H. Summers, of Massachusetts, to be Deputy Secretary of the Treasury.

Frances D. Cook, of Florida, to be Ambassador to the Sultanate of Oman.

J. Stapleton Roy, of Pennsylvania, to be Ambassador to the Republic of Indonesia.

Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Islamic Republic of Pakistan.

John M. Yates, of Washington, to be Ambassador to the Republic of Benin.

Page 17552

Messages From the President: **Page 17532**

Messages From the House: **Page 17532**

Measures Referred: **Page 17532**

Executive Reports of Committees: **Page 17532**

Statements on Introduced Bills: **Page 17533**

Additional Cosponsors: **Page 17536**

Authority for Committees: **Page 17537**

Additional Statements: **Page 17538**

Record Votes: Five record votes were taken today. (Total—295) **Pages 17423, 17424, 17443**

Recess: Senate convened at 8:40 a.m., and recessed at 7:08 p.m., until 9 a.m., on Thursday, June 29, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 17552.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee met in closed session to mark up proposed legislation authorizing funds for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Acquisition and Technology met in closed session and approved for full committee consideration those provisions which fall within its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Airland Forces met in closed session and approved for full committee consideration those provisions which fall within its jurisdiction of proposed legislation authorizing funds for fiscal year 1996 for national defense programs.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following business items:

S. 883, to enhance the safety and soundness of federally insured credit unions, and to protect the National Credit Union Share Insurance Fund;

An original bill to extend and authorize funds for the Defense Production Act of 1950; and

The nominations of Martin Neil Baily, of Maryland, to be a Member of the Council of Economic Advisers, Charles L. Marinaccio, of the District of Columbia, Deborah Dudley Branson, of Texas, Marianne C. Spraggins, of New York, and Albert James Dwoskin, of Virginia, each to be a Director of the Securities Investor Protection Corporation, Steve M. Hays, of Tennessee, to be a Member of the Board of Directors of the National Institute of Building Sciences, and Tony Scallon, of Minnesota, and Sheila Anne Smith, of Illinois, each to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

H.R. 402, to make certain technical corrections to the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to provide for the conveyance of certain lands within Alaska and to resolve certain other issues, with an amendment in the nature of a substitute, and in lieu of S. 537, Senate companion measure;

S. 283, to extend the deadlines under the Federal Power Act applicable to the construction of two hydroelectric projects in Pennsylvania;

S. 801, to extend the deadline under the Federal Power Act applicable to the construction of two hydroelectric projects in North Carolina; and

S. 638, authorizing funds for project development programs of United States insular areas, with an amendment in the nature of a substitute.

MEDICAID

Committee on Finance: Committee held hearings to examine the overall Medicaid program, focusing on certain recommendations on how to control the cost of the Medicaid program, receiving testimony from Florida Governor Lawton Chiles, Tallahassee; Vermont Governor Howard Dean, Montpelier; Illinois Governor Jim Edgar, Springfield; and Utah Governor Michael O. Leavitt, Salt Lake City.

Hearings continue tomorrow.

BIA REORGANIZATION

Committee on Indian Affairs: Committee concluded hearings on S. 814, to provide for the reorganization of the Bureau of Indian Affairs, after receiving testimony from Hilda A. Manuel, Deputy Commissioner for Indian Affairs, Bureau of Indian Affairs, Department of the Interior; William Ron Allen, Jamestown S'Klallam Tribe of Indians, Sequim, Washington; Tadd Johnson, Bois Forte Band of Chippewa Indians, Nett Lake, Minnesota; Chuck Jacobs, Oglala Sioux Tribal Council, Pine Ridge, South Dakota; and Herman T.J. Laffoon, Colorado River Indian Tribes, Parker, Arizona.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 1941–1953 were introduced.

Page 17717

Reports Filed: Reports were filed as follows:

H. Res. 175, waiving points of order against the conference report to accompany H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002 (H. Rept. 104–165); and

H. Res. 176, providing for the consideration of H.R. 1944, making emergency supplemental appropriations for additional disaster assistance for antiterrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for the fiscal year ending September 30, 1995 (H. Rept. 104–166).

Page 17715

Committee To Sit: The Committee on Science and the Committee on International Relations received permission to sit today during proceedings of the House under the five-minute rule.

Page 17557

Flag Desecration Constitutional Amendment: By a recorded vote of 312 ayes to 120 noes, Roll No. 431, (two-thirds of those present voting in favor), the House passed H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

Page 17569

By a yea-and-nay vote of 63 yeas to 369 nays, Roll No. 430, rejected the Bryant of Texas motion to recommit the joint resolution to the Committee on the Judiciary with instructions to report the bill back to the House with an amendment that gives Congress and the States the power to prohibit only the "burning, trampling, soiling, or rending" of the flag; and directs Congress to determine what constitutes a flag, and to prescribe procedures for the proper disposal of the flag.

Page 17592

H. Res. 173, the rule under which the joint resolution was considered, was agreed to earlier by a recorded vote of 271 ayes to 152 noes, Roll No. 429. Earlier, agreed to order the previous question by a yea-and-nay vote of 258 yeas to 170 nays, Roll No. 428.

Page 17557

Foreign Operations Appropriations: The House continued consideration of H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

Page 17602, 17715

Agreed To:

The Smith of New Jersey amendment that prohibits any Federal funding to any private, nongovernmental, or multilateral organization that directly or indirectly performs abortions in a foreign country except in special cases; and prohibits funding to the United Nations Fund for Population Activities unless that organization ceases all activity in China (agreed to by a recorded vote of 243 ayes to 187 noes, Roll No. 433);

Page 17619

The Menendez amendment that reduces the amount of United States assistance to Russia by the amount spent on the construction of the Juragua nuclear power plant in Cienfuegos, Cuba; and

Page 17621

The Goss amendment, as modified, that prohibits the government of Haiti from receiving any funds after March 1, 1996 if the President determines that the upcoming election is not held in a democratic fashion (agreed to by a recorded vote of 252 ayes to 164 noes, with 1 voting "present", Roll No. 441).

Pages 17624, 17644

The Visclosky amendment that strikes provisions limiting the current prohibition on United States aid to the government of Azerbaijan;

Page 17648

The Traficant amendment that expresses the sense of Congress that to the greatest extent practicable, all equipment and products purchased with funds provided should be American-made;

Page 17673

The Porter amendment that limits the amount of funds appropriated for the Government of Turkey to $21 million (agreed to by a recorded vote of 246 ayes to 155 noes, with 1 voting "present", Roll No. 433);

Page 17677

The Kaptur amendment that prohibits the United States contribution to the North American Development Bank until the President is informed that Mexico has made its contribution;

Page 17692

The Richardson amendment that prohibits funds for international narcotics control or crop substitution assistance to the Government of Burma (agreed to by a recorded vote of 359 ayes to 38 noes, Roll No. 444);

Page 17693

The Roemer amendment, as amended by the Obey substitute (substitute agreed to by a recorded vote of 348 ayes to 67 noes, Roll No. 447), that limits the funds available for assistance to Russia to not more than $195 million (agreed to by a recorded note of 401 ayes to 2 noes, Roll No. 448);

Page 17703

The Souder amendment, as modified, that prohibits any funds from being extended to Mexico unless the appropriate Federal entity of official through which the funds will be extended is apprised of the fact that Mexico has decreased the level of drug traffic into the United States, as determined by the Director of the Office of National Drug Control Policy (agreed to by a recorded note of 411 ayes, Roll No. 449); and

Page 17707

The Callahan motion that the Committee rise (agreed to by a recorded vote of 238 ayes to 171 noes, Roll No. 450).

Page 17715

Rejected:

The Meyers of Kansas amendment to the agreed to Smith of New Jersey amendment that sought to strike language that prohibits any Federal funding to any private, nongovernmental, or multilateral organization that directly or indirectly performs abortions in a foreign country except in special cases (rejected by a recorded vote of 201 ayes to 229 noes, Roll No. 432);

Page 17607

The Bonoir motion that the Committee rise (rejected by a recorded vote of 188 ayes to 231 noes, Roll No. 435)

Page 17634

The Meek amendment to the agreed to Goss amendment that sought to allow continued assistance to Haiti if the President determines that the Haitian government is continuing to make progress in implementing democratic elections (rejected by a recorded vote of 189 ayes to 231 noes, Roll No. 436);

Pages 17625, 17639

The Volkmer motion that the Committee rise (rejected by a recorded vote of 185 ayes to 236 noes, Roll No. 437);

Page 17640

The Pelosi amendment to the agreed to Goss amendment that sought to allow contained assistance to Haiti if it is made known to the President that the democratic process is becoming strengthened (rejected by a recorded vote of 186 ayes to 233 noes, Roll No. 440);

Page 17644

The Wise motion that the Committee rise (rejected by a recorded vote of 179 ayes to 236 noes, Roll No. 438);

Page 17645

The Volkmer motion that the Committee rise and report the bill back to the House with the enacting clause stricken (rejected by a recorded vote of 166 ayes to 255 noes, Roll No. 439).

Page 17645

The Traficant amendment that sought to cut 1%from almost all foreign aid programs (rejected by a recorded vote of 139 ayes to 270 noes, Roll No. 442);

Page 17673

The Burton of Indiana amendment, as amended by the Callahan amendment, and then as amended by the Volkmer substitute (substitute agreed to by a recorded vote of 284 ayes to 118 noes, Roll No. 445), that sought to limit the amount of development assistance funds available to the Government of India to $65 million (rejected by a recorded vote of 191 ayes to 210 noes, Roll No. 446);

Page 17695

The Wilson substitute to the Menendez amendment was offered, but subsequently withdrawn that sought to reduce the amount of United States assistance to any government that aids in the completion of the construction of the Jurugua nuclear power plant in Cienfuegos, Cuba.

Page 17621

Meeting Hour: It was made in order that, when the House adjourns on the legislative day of June 28, it adjourn to meet at 11:30 a.m. on Thursday, June 29.

Page 17717

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 17719.

Quorum Calls—Votes: One quorum call (Roll No. 434), three yea-and-nay votes and 19 recorded votes developed during the proceedings of the House today and appear on pages 17568, 17601, 17618, 17619, 17635, 17639, 17645, 17646, 17647, 17676, 17691, 17694, 17701, 17702, 17706, 17707, 17711, 17715

Adjournment: Met at 10 a.m. and adjourned at 9:57 a.m. on Thursday, June 29.

Committee Meetings

PERISHABLE AGRICULTURAL COMMODITIES ACT

Committee on Agriculture: Ordered reported amended H.R. 1103, Perishable Agricultural Commodities Act.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary approved for full Committee action appropriations for Commerce, Justice, State, and Judiciary for fiscal year 1996.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Privatization and the D.C. Government. Testimony was heard from L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, GAO; Michael C. Rogers, City Administrator, District of Columbia; and John O'Leary, Deputy Director, Reason Foundation Privatization Center.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full Committee action appropriations for Treasury, Postal Service and General Government for the fiscal year 1996.

FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

Committee on Banking and Financial Services: Continued markup of H.R. 1362, Financial Institutions Regulatory Relief Act of 1995.

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on High-Level Radioactive Waste Disposal. Testimony was heard from Senators Bryan and Reid; Representatives Ensign and Vucanovich; the following officials of the NRC: Ivan Selin, Chairman; E. Gail dePlanque and Kenneth C. Rogers, both Commissioners; Daniel A. Dreyfus, Director, Office of Civilian Radioactive Waste Management, Department of Energy; Susan Clark, Commissioner, Public Service Commission, State of Florida; and public witnesses.

Hearings continue June 30.

TRANSFORMATION OF THE MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and Environment continued hearings on the Transformation of the Medicaid program. Testimony was heard from Jonathan Ratner, Associate Director, Health financing Issues, GAO; P. William Curreri, M.D., Commissioner, Physician Payment Review Commission; and public witnesses.

OLDER AMERICAN'S ACT

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on the Older American's Act. Testimony was heard from Representatives Martinez, Morella, Regula, Kennedy of Massachusetts and Wyden; Fernando M. Torres-Gil, Assistant Secretary, Administration on Aging, Department of Health and Human Services; Ed Bill, Office of Services to the Aging, State of Michigan; and public witnesses.

SAFETY AND HEALTH IMPROVEMENT REFORM ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections continued hearings on H.R. 1834, Safety and Health Improvement Reform Act of 1995. Testimony was heard from Robert Reich, Secretary of Labor; and public witnesses.

FUNDING CIVIL SERVICE RETIREMENT

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Funding Civil Service Retirement. Testimony was heard from Representatives Bilirakis, Quillen, and Bateman; James L. Blum, Deputy Director, CBO; William Flynn, Associate Director, OPM; and Johnny Finch, Assistant Comptroller, General Government Division, GAO.

ILLICIT DRUG AVAILABILITY

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice concluded hearings on Illicit Drug Availability: Are Interdiction Efforts Hampered by a Lack of Agency Resources? Testimony was heard from George Weise, Commissioner, U.S. Customs Service, Department of the Treasury; and Adm. Robert E. Kramek, USCG, Commandant, U.S. Coast Guard, Department of Transportation and U.S. Interdiction Coordinator.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Postal Service continued oversight hearings on the U.S. Postal Service. Testimony was heard from the following officials of the U.S. Postal Service: Marvin Runyon, Postmaster General; Michael S. Coughlin, Deputy Postmaster General; and Joseph J. Mahon, Jr., Vice President, Labor Relations.

OVERSIGHT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held an oversight hearing on the U.S. AID Housing Investment Guaranty Program. Testimony was heard from Frank Conahan, Senior Defense and International Affairs Advisor to the Comptroller General, GAO; and David Hale, Deputy Assistant Administrator, AID, U.S. International Development Cooperation Agency.

ISSUANCE OF SUBPOENAS AND RELATED MATTERS

Committee on International Relations: Subcommittee on International Operations and Human Rights met to consider issuance of subpoenas, writs of habeas corpus ad testificandum, and/or other measures to secure the attendance of witnesses.

STATE TAXATION OF NONRESIDENTS' PENSION INCOME

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on state taxation of nonresidents' pension income, including the following bills: H.R. 371, to prohibit a State from imposing an income tax on the pension income of individuals who are not residents or domiciliaries of that State; H.R. 394, to amend title 4 of the United States Code to limit State taxation of certain pension income; and H.R. 744, to limit State taxation of certain pension income. Testimony was heard from Senator Reid; Representatives Vucanovich and Stump; and public witnesses.

DIGITAL PERFORMANCE RIGHT IN SOUND RECORDINGS ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property concluded hearings on H.R. 1506, Digital Performance Right in Sound Recordings Act of 1995. Testimony was heard from Bruce Lehman, Assistant Secretary and Commissioner of Patents and Trademarks, Patent and Trademark Office, Department of Commerce; Marybeth Peters, Register of Copyrights, U.S. Copyright Office, Library of Congress; and public witnesses.

UNITED STATES POW/MIAs IN LAOS

Committee on National Security: Subcommittee on Military Personnel held a hearing on U.S. POW/MIAs in Laos. Testimony was heard from Kent Wiedemann, Deputy Assistant Secretary, East Asia and Pacific, Department of State; the following officials of the Department of Defense: James W. Wold, Assistant Secretary, POW/MIA Affairs; and Brig. Gen. Charles R. Viale, USA, Commander, Joint Task Force for Full Accounting; and public witnesses.

CONFERENCE REPORT—CONGRESSIONAL BUDGET

Committee on Rules: Granted, by a voice vote, a rule waiving all points of order against the conference report to accompany H. Con. Res. 67, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and its consideration. The rule provides 1 hour of debate. Finally, the rule provides that clarifying procedural language and the correct revenue amounts for reconciliation published in section 2 of the rule shall be effective upon final action on the budget resolution by the Congress. Testimony was heard from Chairman Kasich.

MISCELLANEOUS MEASURES

Committee on Science: Ordered reported amended the following bills: H.R. 1815, National Oceanic and Atmospheric Administration Authorization Act of 1995; H.R. 1175, Marine Resources Revitalization Act of 1995; and H.R. 1601, International Space Station Authorization Act.

The Committee began markup of H.R. 1870, American Technology Advancement Act of 1995.

RESTRUCTURING THE FEDERAL SCIENTIFIC ESTABLISHMENT

Committee on Science: Held a hearing on Restructuring the Federal Scientific Establishment. Testimony was heard from public witnesses.

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a modified closed rule on H.R. 1944, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, providing one hour of general debate to be equally divided between the chairman and ranking minority member of the Committee on Appropriations. The rule permits the Chairman of the Committee on Appropriations to offer one amendment, which shall be considered as read and shall not be subject to amendment or division of the question. The rule waives all points of order against the amendment. Finally, the rule provides one motion to recommit, with or without instructions.

Testimony was heard from Chairman Livingston and Representative Taylor of North Carolina.

SBA's LOWDOC LOAN PROGRAM

Committee on Small Business: Subcommittee on Government Programs held a hearing on SBA's Low-Documentation (LowDoc) Loan Program. Testimony was heard from the following officials of the SBA: Patricia Forbes, Assistant Deputy Administrator, Economic Development; and John Cox, Associate Administrator, Financial Assistance; and public witnesses.

PAYROLL TAXES BURDEN ON SMALL BUSINESSES

Committee on Small Business: Subcommittee on Taxation and Finance continued hearings on the Burden of Payroll Taxes on Small Businesses, with emphasis on the current dollar burden and impact of payroll taxes on small businesses. Testimony was heard from Mark Iwry, Benefits Tax Counsel, Office of Tax Policy, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

IMMIGRATION

Joint Hearing: Senate Committee on the Judiciary's Subcommittee on Immigration concluded joint hearings with the House Committee on the Judiciary's Subcommittee on Immigration and Claims to review recommendations for immigration reform in the United States, after receiving testimony from Barbara Jordan, Chair, United States Commission on Immigration Reform.

Thursday, June 29, 1995

Senate

Chamber Action

Routine Proceedings, pages 17731–17889

Measures Introduced: Twenty-four bills and four resolutions were introduced, as follows: S. 982–1005, S. Res. 143–145, and S. Con. Res. 20.

Page 17830

Measures Reported: Reports were made as follows:

S. 531, to authorize a circuit judge who has taken part in an en banc hearing of a case to continue to participate in that case after taking senior status, with an amendment.

Page 17830

Measures Passed:

Commending C. Abbott Saffold: Senate agreed to S. Res. 143, commending C. Abbott Saffold for her long, faithful and exemplary service to the United States Senate.

Page 17830

Electing Secretary for the Minority: Senate agreed to S. Res. 145, to elect Martin P. Paone Secretary for the Minority.

Page 17888

Congressional Recess/Adjournment: Senate agreed to S. Con. Res. 20, providing for a conditional recess or adjournment of the Senate on Thursday, June 29, 1995, or Friday, June 30, 1995, until Monday, July 10, 1995, and a conditional adjournment of the House on the legislative day of Friday, June 30, 1995, until Monday, July 10, 1995.

Page 17888

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, with committee amendments in the nature of a substitute.

Pages 17756, 17758, 17821

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Monday, July 10, 1995.

Pages 17823, 17888

Congressional Budget—Conference Report: By 54 yeas to 46 nays (Vote No. 296), Senate agreed to the conference report on H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, 2002.

Pages 17763, 17819

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the District of Columbia's proposed fiscal year 1996 budget; referred to the Committee on Governmental Affairs. (PM–59).

Page 17830

Nominations Received: Senate received the following nominations:

John Raymond Garamendi, of California, to be Deputy Secretary of the Interior.

R. Guy Cole, Jr., of Ohio, to be United States Circuit Judge for the Sixth Circuit.

Messages From the President: **Page 17830**

Messages From the House: **Page 17830**

Measures Referred: **Page 17830**

Communications: **Page 17830**

Executive Reports of Committees: **Page 17830**

Statements on Introduced Bills: **Page 17830**

Additional Cosponsors: **Page 17876**

Notices of Hearings: **Page 17877**

Authority for Committees: **Page 17878**

Additional Statements: **Page 17879**

Record Votes: One record vote was taken today. (Total—296) **Page 17819**

Recess: Senate convened at 9 a.m., and recessed at 8:05 p.m., until 9:30 a.m., on Friday, June 30, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 17889.)

Committee Meetings

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee continued in evening session, in closed session, to mark up proposed legislation authorizing funds for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Robert Talcott Francis II, of Massachusetts, and John Goglia, of Massachusetts, each to be a Member of the National Transportation Safety Board, and Robert Clarke Brown, of New York, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority, after the nominees testified and answered questions in their own behalf. Mr. Brown was introduced by Representative Sherrod Brown.

KOMI REPUBLIC OIL SPILLS

Committee on Energy and Natural Resources/Committee on Environment and Public Works: Committees concluded joint oversight hearings to examine the energy and environmental implications of the crude oil leaks in the Komi Republic of the former Soviet Union, after receiving testimony from Robert Huggett, Assistant Administrator for Research and Development, Environmental Protection Agency; Jerry A. Galt, Chief of Modeling and Simulations Studies Branch, Hazardous Materials Response and Assessment Division, National Oceanic and Atmospheric Administration, Department of Commerce; Patricia Fry Godley, Assistant Secretary of Energy for Fossil Energy; Garrett W. Brass, Executive Director, United States Arctic Research Commission; Jacqueline Michel, Research Planning, and Cameron Duncan, Greenpeace International, both of Washington, D.C.; Richard S. Golob, World Information Systems, Cambridge, Massachusetts; and Thomas C. Royer, University of Alaska, Fairbanks.

PRESIDIO TRUST

Committee on Energy and Natural Resources: Subcommittee on Parks, Historic Preservation and Recreation held hearings on S. 594, to create a trust to manage, lease and finance the historical and cultural inventory of the Presidio of San Francisco, California at minimal cost to the Federal taxpayer, receiving testimony from Senators Boxer and Feinstein; Representative Pelosi; Denis P. Galvin, Associate Director, Professional Services, National Park Service, Department of the Interior; Donald W. Murphy, California Department of Parks and Recreation, Sacramento; Lawrance Florin, San Francisco Redevelopment Agency, Mary Murphy, on behalf of the Neighborhood Associations for Presidio Planning, Eduardo Cohen and Joel Ventresca, both on behalf of the Preserve the Presidio Campaign, Henry Maggenti, Friends of the Presidio Association, Al Stetz, Presidio Military Golf Club, Redmond F. Kernan, Fort Point Presidio Historical Association, James R. Harvey, Transamerica Corporation, Donald G. Fisher, The Gap, Inc., and Joel Ventresca, all of San Francisco, California; and Curtis Feeny, Stanford Management Company, Stanford, California.

Hearings were recessed subject to call.

AIR POLLUTION CONTROL

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety held oversight hearings on the implementation of the motor vehicle emissions inspection and maintenance program of the Environmental Protection Agency, receiving testimony from Mary D. Nichols, Assistant Administrator for Air and Radiation, Environmental Protection Agency; Virginia Secretary of Natural Resources Becky Norton Dunlop, Richmond; Thomas Getz, Colorado Department of Public Health and Environment, Denver; Lynn Scarlett, Reason Foundation, Los Angeles, California, and Douglas R. Lawson, Desert Research Institute, Reno, Nevada, both on behalf of the California Inspection and Maintenance Review Committee; and Michael P. Walsh, Arlington, Virginia.

Hearings were recessed subject to call.

MEDICAID

Committee on Finance: Committee continued hearings to examine the status of the Medicaid program, focusing on overall Medicaid spending and an historical perspective, receiving testimony from June E. O'Neill, Director, Congressional Budget Office; Diane Rowland, Kaiser Commission on the Future of Medicaid, Washington, D.C.; and Gail R. Wilensky, Project HOPE, Bethesda, Maryland.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of John T. Stewart, of California, to be Ambassador to the Republic of Moldova, Michael W. Cotter, of the District of Columbia, to be Ambassador to the Republic of Turkmenistan, A. Elizabeth Jones, of Maryland, to be Ambassador to the Republic of Kazakhstan, Victor Jackovich, of Iowa, to be Ambassador to the Republic of Slovenia, John K. Menzies, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina, and James E. Goodby, of the District of Columbia, for the rank of Ambassador during his tenure of service as Principal Negotiator and Special Representative of the President for Nuclear Safety and Dismantlement, after the nominees testified and answered questions in their own behalf.

FRIENDLY FIRE INCIDENT

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine an investigation of a United States Army fratricide incident during the Persian Gulf War, and an assessment of the adequacy of United States Army investigations following the incident and allegations certain Army officials hindered those investigations, receiving testimony from Richard C. Stiener, Director, Office of Special Investigations, General Accounting Office; Sara E. Lister, Assistant Secretary for Manpower and Reserve Affairs, Gen. Ronald H. Griffith, Vice Chief of Staff, Maj. Gen. Michael Nardotti, Judge Advocate General, and Lt. Col. John Daly, all of the United States Army; Bo Friesen, Fairview, Texas; Kevin Wessels, Burnsville, Minnesota; and Deborah Shelton and Ronald Fielder, both of Nashville, Tennessee.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 227, to provide an exclusive right to perform sound recordings publicly by means of digital transmissions, with an amendment in the nature of a substitute; and

The nominations of Dianne P. Wood, of Illinois, to be United States Circuit Judge for the Seventh Circuit, Tena Campbell, to be United States District Judge for the District of Utah, George H. King, to be United States District Judge for the Central District of California, and Robert H. Whaley, to be United States District Judge for the Eastern District of Washington.

AUTHORIZATION—OLDER AMERICANS ACT

Committee on Labor and Human Resources: Subcommittee on Aging held hearings on proposed legislation authorizing funds for programs of the Older Americans Act, receiving testimony from Julie Govert Walter, North Central-Flint Hills Area Agency on Aging, Manhattan, Kansas, on behalf of the Kansas Association of Area Agencies on Aging; Cheryll Schramm, Atlanta Regional Commission, Atlanta, Georgia; Neetu Dhawan-Gray, Commission on Aging and Retirement Education, Baltimore, Maryland; J. Douglas Mickle, Reynolds Metals Company, Richmond, Virginia; and James R. Dunn, Consumers Power Company, Jackson, Michigan.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 1955–1971; and two resolutions, H. Res. 178, 181, were introduced.

Page 17987

Reports Filed: Reports were filed as follows:

H. Res. 177, providing for the further consideration of H.R. 1868, the Foreign Operations Appropriations Bill for Fiscal Year 1996 (H. Rept. 104–167);

H. Res. 179, providing for the consideration of a concurrent resolution for the adjournment of the House and Senate for the Independence Day district work period (H. Rept. 104–168);

H. Res. 180, waiving points of order against the conference report to accompany H.R. 483, the Medicare Select conference report (H. Rept. 104–169); and

H.R. 1557, to authorize appropriations for fiscal year 1996, 1997, and 1998 for the National Endowment for the Arts, the National Endowment for the Humanities, and the Institute for Museum Services; and to repeal the National Foundation on the Arts and the Humanities Act of 1965 effective October 1, 1998, amended (H. Rept. 104–170).

Pages 17937, 17976, 17986

Budget Resolution: By a yea-and-nay vote of 239 yeas to 194 nays, Roll No. 458, the House agreed to the conference report on H. Con. Res. 67.

Page 17890

Earlier, agreed to order the previous question on agreeing to the conference report (agreed to by a recorded vote of 242 ayes to 190 noes, Roll No. 456). Subsequently, agreed to the Walker motion to table the Sabo motion to reconsider the vote on ordering the previous question (agreed to by a recorded vote of 236 yeas to 191 nays, Roll No. 457).

Page 17921

H. Res. 175, the rule which waived all points of order against consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 234 yeas to 180 nays, Roll No. 453. Subsequently, agreed to the Whitfield motion to table the Hall of Ohio motion to reconsider the vote on the resolution (agreed to by a recorded vote of 236 ayes to 182 noes, Roll No. 454).

Page 17890

Earlier, agreed to order the previous question on the resolution (agreed to by a yea-and-nay vote of 233 ayes to 181 nays, Roll No. 451). Subsequently, agreed to the Castle motion to table the Hall of Ohio motion to reconsider the vote on the previous question (agreed to by a recorded vote of 236 ayes to 183 noes, Roll No. 452).

Page 17899

Recess: House recessed at 6:55 p.m. and reconvened at 8:15 p.m.

Page 16938

Emergency Supplemental Rescissions: By a yea-and-nay vote of 276 yeas to 151 nays, Roll No. 464, the House passed H.R. 1994, making emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for the fiscal year ending September 30, 1995.

Page 17925

Rejected the Obey motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment that sought to strike a total of $50 million from Federal emergency and disaster relief funding and restore $50 million in proposed rescissions aimed at veterans programs (rejected by a yea-and-nay vote of 192 yeas to 232 nays, Roll No. 463).

Page 17974

Agreed to the Livingston amendment made in order by the rule.

Page 17966

H. Res. 176, the rule under which the bill was considered was agreed to earlier by a recorded vote of 234 ayes to 192 noes, Roll No. 461. Subsequently, agreed to the Walker motion to table the Doggett motion to reconsider the vote on the resolution (agreed to by a recorded vote of 236 ayes to 189 noes, Roll No. 462).

Page 17925

Earlier, agreed to order the previous question on the resolution (agreed to by a yea-and-nay vote of 236 yeas to 194 nays, Roll No. 459). Subsequently, agreed to the Dreier motion to table the Beilenson motion to reconsider the vote on the previous question (agreed to by a recorded vote of 235 ayes to 193 noes, Roll No. 460).

Page 17934

Presidential Message—District of Columbia: Read a message from the President wherein he transmits the District of Columbia's Proposed fiscal year 1995 Second Supplemental Budget and Rescissions of Authority Request Act and the Proposed fiscal year 1996 Budget Act—referred to the Committee on Appropriations and ordered printed (H. Doc. 104–89).

Page 17976

Commission to Support Law Enforcement: Read a letter from the Minority Leader wherein he appoints Mr. Darryl Jones of Upper Marlboro, Maryland, from private life, to represent law enforcement officers on the National Commission to Support Law Enforcement.

Page 17976

Middle East Peace Authorities Extension: House passed S. 292, to extend authorities under the Middle East Peace Facilitation Act of 1994 until August 15, 1995—clearing the measure for the President.

Page 17976

Release of Harry Wu: House agreed to H. Res. 178, calling upon the People's Republic of China to release U.S. citizen Harry Wu unconditionally and to provide for an accounting of his arrest and detention.

Page 17977

Senate Messages: Messages received from the Senate today appear on page 17976.

Quorum Calls—Votes: One quorum call (Roll No. 455), six yea-and-nay votes, and seven recorded votes developed during the proceedings of the House today and appear on pages 17989, 17900, 17901, 17912, 17923, 17924, 17934, 17935, 17936, 17965.

Adjournment: Met at 11:30 a.m. and adjourned at 11:42 p.m.

Committee Meetings

FOOD QUALITY PROTECTION ACT

Committee on Commerce: Subcommittee on Health and Environment concluded hearings on H.R. 1627, Food Quality Protection Act of 1995. Testimony was heard from public witnesses.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the Implementation and Enforcement of the Clean Air Act Amendments of 1990, with emphasis on provisions of Title III relating to the control of Hazardous Air Pollutants. Testimony was heard from Mary D. Nichols, Assistant Administrator, Air and Radiation, EPA; and public witnesses.

DEPARTMENTAL REORGANIZATION

Committee on Economic and Educational Opportunities: Held a hearing on Departmental Reorganization. Testimony was heard from Richard Riley, Secretary of Education; Linda

Morra, Director, Education and Employment Issues, GAO; former Senator Bill Brock of Tennessee; and public witnesses.

INVESTMENT BUDGETING IN OTHER COUNTRIES, STATE AND LOCAL GOVERNMENTS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a joint hearing on Investment Budgeting in Other Countries, State and Local Governments. Testimony was heard from Paul L. Posner, Director, Budget Issues, Accounting and Information Management Division, GAO; Edward G. Rendell, Mayor, City of Philadelphia, Pennsylvania; and John Wood, Ambassador of New Zealand.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations concluded oversight hearings on Delays in the FDA's Food Additive Petitions and GRAS Affirmation Process. Testimony was heard from public witnesses.

POLITICAL ADVOCACY WITH TAXPAYERS DOLLARS

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on Political Advocacy with Taxpayers Dollars. Testimony was heard from Senator Simpson; Representative Istook; Narwar M. Gandhi, Associate Director, Tax Policy and Administration Issues, General Government Division, GAO; and public witnesses.

MISCELLANEOUS MEASURES; INTERNATIONAL TERRORISM

Committee on International Relations: Ordered reported the following measures: H.J. Res. 83, amended, relating to the United States-North Korea Agreed Framework and the obligations of North Korea under that and previous agreements with respect to the denuclearization of the Korean Peninsula and dialog with the Republic of Korea; and a resolution calling upon the People's Republic of China to release U.S. citizen Harry Wu unconditionally and to provide for an accounting of his arrest.

The Committee also held a hearing on International Terrorism. Testimony was heard from the following officials of the Department of State: Philip Wilcox, Coordinator for Counterterrorism; Jacquelyn L. Williams-Bridgers, Inspector General; and Mark E. Mulvey, Principal Deputy Assistant Secretary, Director, Diplomatic Security Service, Diplomatic Security Bureau; and public witnesses.

VOLUNTARY ENVIRONMENTAL SELF-EVALUATION ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 1047, Voluntary Environmental Self-Evaluation Act. Testimony was heard from Representatives Hefley and Bryant of Tennessee; Steven A. Herman, Assistant Administrator, Office of Enforcement and Compliance Assurance, EPA; Randall Rathbun, U.S. Attorney, District of Kansas, Department of Justice; Harry Kelso, Director, Policy and Research, Department of Environmental Quality, State of Virginia; and public witnesses.

COCAINE AND FEDERAL SENTENCING POLICY

Committee on the Judiciary: Subcommittee on Crime held a hearing on Cocaine and Federal Sentencing Policy. Testimony was heard from the following officials of the U.S. Sentencing Commission: Richard Conaboy, U.S. District Judge, Middle District of Pennsylvania, Chairman; Wayne Budd and Denell Tacha, U.S. Circuit Judge, Tenth Circuit, both Commissioners; Jo Ann Harris, Assistant Attorney General, Criminal Division, Department of Justice; Lyle Strom, U.S. District Court Judge, District of Nebraska; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committe on the Judiciary: Subcommittee on Immigration and Claims held a hearing on H.R. 1915, Immigration in the National Interest Act of 1995. Testimony was heard from the following officials of the Department of Justice: T. Alexander Aleinikoff, Executive Associate Commissioner, Programs, Immigration and Naturalization Service; and Anthony C. Moscato, Director, Executive Office for Immigration Review; Diane Dillard, Acting Assistant Secretary, Consular Affairs, Department of State; John R. Fraser, Deputy Administrator, Wage and Hour Division, Department of Labor; Lawrence H. Thompson, Principal Deputy Commissioner, SSA; and public witnesses.

UTAH PUBLIC LANDS MANAGEMENT ACT; AMERICA'S RED ROCK WILDERNESS ACT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 1745, Utah Public Lands Management Act of 1995; and H.R. 1500, America's Red Rock Wilderness Act of 1995. Testimony was heard from Senator Bennett; Representatives Orton and Waldholtz; Sylvia Baca, Deputy Assistant Secretary, Land and Minerals Management, Bureau of Land Management, Department of the Interior; Governor Michael Leavitt, State of Utah; and public witnesses.

DISTRICT WORK PERIOD

Committee on Rules: Granted a rule providing for the immediate consideration of S. Con. Res. 20, providing for the adjournment of the House and Senate for the Independence Day district work period. The rule makes in order consideration of the concurrent resolution any rule of the House to the contrary notwithstanding.

MEDICARE SELECT EXPANSION

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 483, conference report on Medicare Select Expansion, and against its consideration.

The Committee granted, by voice vote, a rule waiving all points of order against the conference report and its consideration. The rule provides 1 hour of debate on the conference report to be divided equally between the chairman and ranking minority member of the Committee on Commerce. The rule orders the previous question to final adoption of the conference report. Finally, the rule provides that upon adoption of the conference report, S. Con. Res. 19, making technical corrections, is considered as agreed to. Testimony was heard from Representatives Bliley and Hastert.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Rules: The Committee granted, by a recorded vote of 6 to 3, a rule providing for the further consideration of H.R. 1868, making appropriations for the foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, in the Committee of the Whole for amendment. The rule makes in order only those amendments designated in the report on the rule, which shall be considered as read, shall not be subject to amendment of a division of the question, and which shall be debatable for 20 minutes each divided between the proponent and an opponent. The rule waives all points of order against the amendments. The rule prohibits any other intervening motions in the Committee of the Whole. Also, the rule permits the Chair to postpone requests for recorded votes on the amendments. Finally, the rule provides for an automatic motion to rise and report following the disposition of amendments.

EFFECT OF STANDARDS ON INTERNATIONAL COMPETITION

Committee on Science: Subcommittee on Technology held a hearing on Effect of Standards on International Competition. Testimony was heard from Belinda Collins, Director of Standards, National Institute of Standards and Technology, Department of Commerce; and public witnesses.

FEDERAL ACQUISITION REFORM ACT

Committee on Small Business: Held a hearing on H.R. 1670, Federal Acquisition Reform Act of 1995. Testimony was heard from Jere Glover, Chief Counsel for Advocacy, SBA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

PRIVATIZATION OF COAST GUARD VESSEL TRAFFIC SERVICE SYSTEM

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing on the Privatization of Coast Guard Vessel Traffic Service Systems. Testimony was heard from Vice Adm. Kent Williams, USCG, Chief of Staff, U.S. Coast Guard, Department of Transportation; and public witnesses.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Education, Training, Employment and Housing held an oversight hearing on the Veterans Employment Training Service reorganization, implementation of the Uniformed Services Employment and Reemployment Act and One-Stop Employment Centers. Testimony was heard from Robert Wayne Spruell, Acting Deputy Assistant Secretary, Reserve Affairs (Manpower and Personnel), Department of Defense; Preston Taylor, Assistant Secretary, Veterans Employment and Training Service, Department of Labor; and representatives of veterans' organizations.

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Friday, June 30, 1995

Senate

Chamber Action

Routine Proceedings, pages 17999–18121

Measures Introduced: Nine bills and three resolutions were introduced, as follows: S. 1006–1014, and S. Res. 146–148.

Page 18038

Measures Reported: Reports were made as follows:

S. 638, to authorize appropriations for United States insular areas, with an amendment in the nature of a substitute. (S. Rept. No. 104–101)

Page 18038

Measures Passed:

Removal of Cases to Federal Court: Senate passed S. 533, to clarify the rules governing removal of cases to Federal court.

Page 18104

Venue Provision Repeal: Senate passed S. 677, to repeal a redundant venue provision.

Page 18104

Harry Wu Arrest: Senate agreed to S. Res. 148, expressing the sense of the Senate regarding the arrest of Harry Wu by the Government of the People's Republic of China.

Pages 18063, 18104

U.S. Fishing Vessels: Committee on Commerce, Science, and Transportation was discharged from further

consideration of H.R. 716, to amend the Fisherman's Protection Act, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 267, to establish a system of licensing, reporting and regulation for vessels of the United States fishing on the high seas, after agreeing to the following amendment proposed thereto:
Pages 18075, 18105

Dole (for Stevens/Kerry/Snowe) Amendment No. 1488, in the nature of a substitute.
Pages 18075, 18112

By unanimous-consent agreement, the reported committee amendments were withdrawn.
Page 18116

Subsequently, S. 267 was returned to the Senate calendar.
Page 18116

Anaktuvuk Pass Land Exchange and Wilderness Redesignation Act: Senate passed H.R. 400, to provide for the exchange of lands within Gates of the Arctic National Park and Preserve, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:
Pages 18084, 18116

Dole (for Murkowski) Amendment No. 1489, to establish the Alaska Peninsula Sub-Surface Consolidation.
Pages 18084, 18118

Emergency Supplemental/Rescissions 1995: Senate began consideration of H.R. 1944, making emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for the fiscal year ending September 30, 1995.
Page 18015

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, with the following amendment proposed thereto:
Pages 18014, 18030

Pending:

Dole Amendment No. 1487, in the nature of a substitute.
Page 18030

By prior unanimous-consent agreement, the pending committee amendments were withdrawn.
Page 18030

Senate will resume consideration of the bill on Monday, July 10, 1995.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

The Exchange of Notes Relating to the Tax Convention with Ukraine (Treaty Doc. No. 104–11).

The treaty was transmitted to the Senate on Wednesday, June 28, 1995, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.
Page 18102

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, July 5, 1995, from 10 a.m. until 2 p.m.
Page 18102

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting, a draft of proposed legislation entitled "The Saving Law Enforcement Officers' Lives Act of 1995"; to the Committee on the Judiciary. (PM–60).
Page 18036

Transmitting the report on progress concerning emigration laws and policies of the Russian Federation; referred to the Committee on Finance. (PM–61).
Page 18037

Nominations Confirmed: Senate confirmed the following nominations:

Terrence B. Adamson, of the District of Columbia, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997. (Reappointment)

Janie L. Shores, of Alabama, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997.

Martin Neil Baily, of Maryland, to be a Member of the Council of Economic Advisers.

Steve M. Hays, of Tennessee, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 1997.

Charles L. Marinaccio, of the District of Columbia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1996.

Deborah Dudley Branson, of Texas, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1996.

Tony Scallon, of Minnesota, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Sheila Anne Smith, of Illinois, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Marianne C. Spraggins, of New York, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1997.

Edmundo A. Gonzales, of Colorado, to be Chief Financial Officer, Department of Labor.

John D. Kemp, of the District of Columbia, to be a Member of the National Council on Disability for a term expiring September 17, 1997.

Peter C. Economus, of Ohio, to be United States District Judge for the Northern District of Ohio.

Clifford Gregory Stewart, of New Jersey, to be General Counsel of the Equal Employment Opportunity Commission for a term of four years.

Carlos F. Lucero, of Colorado, to be United States Circuit Judge for the Tenth Circuit.

Wiley Y. Daniel, of Colorado, to be United States District Judge for the District of Colorado.

Diane P. Wood, of Illinois, to be United States Circuit Judge for the Seventh Circuit.

Nancy Friedman Atlas, of Texas, to be United States District Judge for the Southern District of Texas.

Stephen G. Kellison, of Texas, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years.

Marilyn Moon, of Maryland, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years.

Ira S. Shapiro, of Maryland, for the rank of Ambassador during his tenure of service as Senior Counsel and Negotiator in the Office of the United States Trade Representative.

George H. King, of California, to be United States District Judge for the Central District of California.

Donald C. Nugent, of Ohio, to be United States District Judge for the Northern District of Ohio.

Andrew Fois, of New York, to be an Assistant Attorney General.

Robert H. Whaley, of Washington, to be United States District Judge for the Eastern District of Washington.

Albert James Dwoskin, of Virginia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1998.

Stephen G. Kellison, of Texas, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years.

Stephen G. Kellison, of Texas, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years.

Marilyn Moon, of Maryland, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years.

Marilyn Moon, of Maryland, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years.

Tena Campbell, of Utah, to be United States District Judge for the District of Utah.

1 Air Force nomination in the rank of general.

Nominations Received: Senate received the following nominations:

William Harrison Courtney, of West Virginia, to be Ambassador to the Republic of Georgia.

Barry Ted Moskowitz, of California, to be United States District Judge for the Southern District of California.

Stephen M. Orlofsky, of New Jersey, to be United States District Judge for the District of New Jersey.

William K. Sessions, III, of Vermont, to be United States District Judge for the District of Vermont.

Ortrie D. Smith, of Missouri, to be United States District Judge for the Western District of Missouri.

Donald C. Pogue, of Connecticut, to be a Judge of the United States Court of International Trade.

Howard Monroe Schloss, of Louisiana, to be an Assistant Secretary of the Treasury.

Ernest W. DuBester, of New Jersey, to be a Member of the National Mediation Board for a term expiring July 1, 1998.

Richard Henry Jones, of Nebraska, to be Ambassador to the Republic of Lebanon.

1 Department of Defense nomination in the rank of general.

Page 18121

Messages From the President: **Page 18036**

Messages From the House: **Page 18037**

Communications: **Page 18037**

Executive Reports of Committees: **Page 18037**

Statements on Introduced Bills: **Page 18038**

Additional Cosponsors: **Page 18062**

Amendments Submitted: **Page 18064**

Authority for Committees: **Page 18086**

Additional Statements: **Page 18086**

Adjournment: Senate convened at 9:30 a.m. and, in accordance with the provisions of S. Con. Res. 20, adjourned at 3:58 p.m., until 12 noon, on Monday, July 10, 1995.

Committee Meetings

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: On Thursday, June 29, Committee ordered favorably reported the following business items:

The nomination of Lt. Gen. Richard E. Hawley, United States Air Force, for appointment to the grade of general;

An original bill to authorize funds for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy; and to prescribe personnel strengths for such fiscal year for the Armed Forces;

An original bill entitled "Department of Defense Authorization Act for Fiscal Year 1996";

An original bill entitled "Military Construction Act for Fiscal Year 1996"; and

An original bill entitled "Department of Energy National Security Act for Fiscal Year 1996".

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of David L. Hobbs, of California, to be Ambassador to the Co-operative Republic of Guyana, and William J. Hughes, of New Jersey, to be Ambassador to the Republic of Panama, after the nominees testified and answered questions in their own behalf. Mr. Hughes was introduced by Senators Bradley and Lautenberg.

House of Representatives

Chamber Action

Bills Introduced: Twenty-five public bills, H.R. 1972–1996; and four resolutions, H.J. Res. 99, H. Con. Res. 80–81, and H. Res. 182 were introduced.

Page 18161

Reports Filed: Reports were filed as follows:

H.R. 39, to amend the Magnuson Fishery Conservation and Management Act to improve fisheries management, amended (H. Rept. 104–171).

H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1995 (H. Rept. 104–172); and

H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 20, 1996 (H. Rept. 104–173).

Page 18161

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hastert to act as Speaker pro tempore for today.

Page 18122

Journal: By a yea-and-nay vote of 305 yeas to 69 nays, with 3 voting "present", Roll No. 465, the House approved the Journal of Thursday, June 29.

Page 18122

Motion to Adjourn: By a yea-and-nay vote of 130 yeas to 263 nays, Roll No. 466, the House failed to agree to the Wise motion to adjourn.

Page 18123

Medicare Select Policies: By a yea-and-nay vote of 350 yeas to 68 nays, Roll No. 467, the House agreed to the conference report on H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare select policies to be offered in all States—clearing the measure for the President.

Page 18129

H. Res. 180, the rule which waived points of order against the conference report, was agreed to earlier by voice vote.

Page 18124

Independence Day Work Period: By a recorded vote of 242 ayes to 157 noes, Roll No. 268, the House agreed to H. Res. 179, providing for immediate consideration of a concurrent resolution providing for adjournment of the House and Senate for the Independence Day district work period.

Page 18139

Legislative Program: The Majority Leader announced the legislative program for the week of July 10.

Page 18144

Resignations—Appointments: It was made in order that, notwithstanding any adjournment of the House until Monday, July 10, 1995, the Speaker, and the Minority leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 18145

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 12.

Page 18145

Late Report: Committee on Appropriations received permission to have until midnight tonight to file reports on H.R. 1977, making appropriations for the Interior and related agencies for the fiscal year ending September 30, 1995; and H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996.

Page 18145

Presidential Messages: Read the following messages from the President:

Law enforcement officers: Message wherein he transmits proposed legislation entitled "Saving Law Enforcement Officers' Lives Act for 1995"—referred to the Committee on the Judiciary and ordered printed (H. Rept. 104–90); and

Russia Federation: Message wherein he reports that the Russian Federation is in full compliance with the freedom of emigration criteria in the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Rept. 104–91).

Page 18145

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wolf to act as Speaker pro tempore to sign enrolled bill and joint resolutions through July 10, 1995.

Page 18145

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 18122, 18123, 18138, and 18143. There were no quorum calls.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of H. Res. 179, adjourned at 4:23 p.m. until 2 p.m., on Monday, July 10, 1995.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Ordered reported the Transportation appropriations for fiscal year 1996.

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power continued oversight hearings on High-Level Radioactive Waste Disposal. Testimony was heard from Daniel Dreyfus, Director, Office of Civilian Radioactive Waste Management, Department of Energy; John E. Cantlon, Chairman, Nuclear Waste technical Review Board; Robert R. Loux, Executive Director, Agency for Nuclear Projects, Nuclear Waste Project Office, State of Nevada; and public witnesses.

PENNSYLVANIA AVENUE CLOSING

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on the Closing of Pennsylvania Avenue. Testimony was heard from the following officials of the District of Columbia: David A. Clarke, Chairman, Council; Frank Smith, Jr., member, Council; and Michael Rogers, City Administrator; Lawrence G. Reuter, General Manager, Washington Metropolitan Area Transit Authority; Robert E. Gresham, Deputy Executive Director, National Capital Planning Commission; and public witnesses.

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY ACT

Committee on International Relations: Began markup of H.R. 927, Cuban Liberty and Democratic Solidarity Act of 1995.

Will continue July 11.

PROSECUTING FALSE STATEMENTS TO CONGRESS

Committee on the Judiciary: Subcommittee on Crime held a hearing on 18 U.S.C. 1001 and U.S. versus Hubbard: Prosecuting False Statements to Congress. Testimony was heard from Representative Martini; and public witnesses.

ECONOMIC RELATIONSHIP BETWEEN UNITED STATES AND CUBA AFTER CASTRO

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Economic Relationship Between the United States and Cuba After Castro. Testimony was heard from Representatives McDermott, Burton, Torricelli, Ros-Lehtinen, Deutsch, Diaz-Balart, Menendez; and Farr; Edward Casey, Assistant Secretary, South America, Department of State; and public witnesses.

Monday, July 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 18188–18238

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1015–1020, and S.J. Res. 37.

Page 18230

Comprehensive Regulatory Reform Act: Senate resumed consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Pages 18197, 18219

Adopted:

(1) By a unanimous vote of 96 yeas (Vote No. 297), Abraham Amendment No. 1490 (to Amendment No. 1487), to ensure that rules impacting small businesses are periodically reviewed by the agencies that promulgated them.

Pages 18200, 18226

(2) By 60 yeas to 36 nays (Vote No. 298), Nunn/Coverdell Modified Amendment No. 1491 (to Amendment No. 1487), to require agencies to conduct a cost-benefit analysis during the promulgation of any rule that has a significant economic impact on small businesses.

Pages 18212, 18219

Pending:

Dole Amendment No. 1487, in the nature of a substitute.

Page 18197

Senate will resume consideration of the bill on Tuesday, July 11, 1995.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

The Investment Treaty with Latvia (Treaty Doc. No. 104–12); and

The Investment Treaty with Georgia (Treaty Doc. No. 104–13).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 18229

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the Annual Report of the Corporation for Public Broadcasting for fiscal year 1994; referred to the Committee on Commerce, Science, and Transportation. (PM–62).

Page 18230

Nominations Received: Senate received the following nominations:

Cheryl F. Halpern, of New Jersey, to be a Member of the Broadcasting Board of Governors for a term of one year.

Marc B. Nathanson, of California, to be a Member of the Broadcasting Board of Governors for a term of three years.

Carl Spielvogel, of New York, to be a Member of the Broadcasting Board of Governors for a term of one year.

Stanley A. Riveles, of Virginia, for the rank of Ambassador during his tenure of service as U.S. Commissioner to the Standing Consultative Commission.

John R. Tunheim, of Minnesota, to be United States District Judge for the District of Minnesota. **Page 28238**

Messages From the President: **Page 18230**

Statements on Introduced Bills: **Page 18230**

Additional Cosponsors: **Page 18233**

Amendments Submitted: **Page 18234**

Notices of Hearings: **Page 18234**

Additional Statements: **Page 18235**

Record Votes: Two record votes were taken today. (Total—298) **Page 18226**

Recess: Senate convened at 12 noon, and recessed at 6:51 p.m., until 9 a.m., on Tuesday, July 11, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 18236.)

Committee Meetings

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Peggy Blackford, of New Jersey, to be Ambassador to the Republic of Guinea-Bissau, Edward Brynn, of Vermont, to be Ambassador to the Republic of Ghana, John L. Hirsch, of New York, to be Ambassador to the Republic of Sierra Leone, Vicki J. Huddleston, of Arizona, to be Ambassador to the Democratic Republic of Madagascar, Elizabeth Raspolic, of Virginia, to be Ambassador to the Gabonese Republic and to serve concurrently as Ambassador to the Democratic Republic of Sao Tome and Principe, Daniel Howard Simpson, of Ohio, to be Ambassador to the Republic of Zaire, and John M. Yates, of Washington, to be Ambassador to the Republic of Benin, after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Bills Introduced: Four public bills, H.R. 1997–2000; one private bill, H.R. 2001; and two resolutions, and H. Res. 183–184 were introduced. **Page 18274**

Report Filed: One report was filed as follows: H.R. 1826, to repeal the authorization of transitional appropriations for the United States Postal Service (H. Rept. 104–174). **Page 18274**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today. **Page 18239**

Recess: House recessed at 2:25 p.m. and reconvened at 3:30 p.m. **Page 18241**

Journal: The vote on the approval of the Journal of Friday, June 30, was postponed until Tuesday, July 11. **Page 18242**

Conference on Security and Cooperation in Europe: The Speaker appointed Representatives Smith of New Jersey, Vice Chairman, Hoyer, Torricelli, Sawyer, Coleman, Forbes, Cardin, and Slaughter, to the Parliamentary Assembly of the Conference on Security and Cooperation in Europe on the part of the House. **Page 18242**

Presidential Message—Corporation for Public Broadcasting: Read a letter from the President wherein he transmits the Annual Report of the Corporation for Public Broadcasting (CPB) for fiscal year 1994 and the Inventory of the Federal Funds Distributed to Public Telecommunications Entities by Federal Departments and Agencies for fiscal year 1994—referred to the Committee on Commerce. **Page 18243**

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following measures, on which the votes were postponed until Tuesday, July 11:

Extension of most-favored-nation status to Cambodia: H.R. 1642, to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia; **Page 18243**

Extension of most-favored-nation status to Bulgaria: H.R. 1643, to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Bulgaria; **Page 18244**

Sikes Act improvement amendments of 1995: H.R. 1141, amended, to amend the Act popularly known as the "Sikes Act" to enhance fish and wildlife conservation and natural resources management programs; and **Page 18246**

Colorado River Basin salinity control amendments: S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measure to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner.

Page 18250

Recess: House recessed at 4:12 p.m. and reconvened at 5 p.m.

Page 18252

Motion To Adjourn: By a yea-and-nay vote of 139 yeas to 234 nays, Roll No. 469, the House failed to agree to the Frank of Massachusetts motion to adjourn.

Page 18252

Democratic Caucus: Read a letter to the Speaker from the Chairman of the Democratic Caucus advising that Representative Laughlin is no longer a member of the Democratic Caucus.

Page 18252

Vacating Committee Elections: Read letters from the Speaker in which he vacates Representative Laughlin's election to the Select Committee on Intelligence and to the Committee on Transportation and Infrastructure.

Page 18253

Committee Election: By a yea-and-nay vote of 248 yeas to 162 nays, Roll No. 476, the House agreed to H. Res. 183, electing Representative Laughlin to the Committee on Ways and Means of the House of Representatives. Agree to order the previous question on the resolution (agreed to by a yea-and-nay vote of 233 yeas to 179 nays, Roll No. 474). Earlier, agreed to the Boehner motion to table the Frank of Massachusetts motion to reconsider the vote on the previous question (agreed to by a recorded vote of 233 ayes to 181 noes, Roll No. 475).

Page 18253

Earlier, the Watt of North Carolina motion to table the resolution was rejected by a yea-and-nay vote of 178 yeas to 229 nays, Roll No. 472. Subsequently, agreed to the Boehner motion to table the DeLay motion to reconsider the vote to table the resolution (agreed to by a yea-and-nay vote of 230 yeas to 180 nays, Roll No. 473).

Page 18254

Previously, by a yea-and-nay vote of 220 yeas to 176 nays, Roll No. 470, agreed to the Doggett question of consideration of the resolution. Subsequently, agreed to the Boehner motion to table the DeLay motion to reconsider the vote on the question of consideration (agreed to by a recorded vote of 222 ayes to 179 noes, Roll No. 471).

Page 18254

Committees To Sit: By a yea-and-nay vote of 234 yeas to 176 nays, Roll No. 477, the House agreed to the Armey motion that the Standing Committees of the House and their subcommittees be permitted to sit while the House is in the Committee of the Whole.

Page 18262

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule today appear on page 18275.

Quorum Calls—Votes: Five yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 18252, 18253, 18254, 18255, 18260, 18261, 18263. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 10 p.m.

Committee Meetings

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Veterans Affairs, Housing and Urban Development and Independent Agencies began markup of the Veterans Affairs, Housing and Urban Development and Independent Agencies appropriations for fiscal year 1996.

Joint Meetings

TRADE AND INVESTMENT IN CENTRAL AND EAST EUROPE AND THE INS

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission met to receive a briefing on trade and investment in Central and East Europe and the Newly Independent States (INS) from Charles F. Meissner, Assistant Secretary of Commerce for International Economic Policy; and Harriet C. Peterson, Cornerstone International Group, San Carlos, California.

Commission recessed subject to call.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through June 30, 1995

	Senate	*House*	*Total*
Days in session	108	90	..
Time in session	950 hrs., 25′	774 hrs., 21′	..
Congressional Record:			
Pages of proceedings	9596	6,699	..
Extensions of Remarks	..	1,395	..
Public bills enacted into law	10	..	..
Private bills enacted into law	0	..	..
Bills in conference	2	..	..
Measures passed, total	154	183	..
Senate bills	26	12	..
House bills	15	65	..
Senate joint resolutions	1	..	..
House joint resolutions	0	3	..
Senate concurrent resolutions	4	2	..
House concurrent resolutions	11	14	..
Simple resolutions	97	87	..
Measures reported, total	*118	*164	..
Senate bills	81	1	..
House bills	8	94	..
Senate joint resolutions	3	..	..
House joint resolutions	2	4	..
Senate concurrent resolutions	3	..	..
House concurrent resolutions	..	3	..
Simple resolutions	21	62	..
Special reports	11	2	..
Conference reports	0	7	..
Measures pending on calendar	93	30	..
Measures introduced, total	1,218	2,358	..
Bills	1,014	1,996	..
Joint resolutions	36	99	..
Concurrent resolutions	20	81	..
Simple resolutions	148	182	..
Quorum calls	3	13	..
Yea-and-nay votes	296	117	..
Recorded votes	..	338	..
Bills vetoed	..	1	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 101 reports has been filed in the Senate; a total of 175 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through June 30, 1995

Civilian nominations, totaling 274, disposed of as follows:	
Confirmed	157
Unconfirmed	116
Withdrawn	1
Civilian nominations (FS, PHS, CG, NOAA), totaling 1006, disposed of as follows:	
Confirmed	805
Unconfirmed	201
Air Force nominations, totaling 10,203, disposed of as follows:	
Confirmed	9,987
Unconfirmed	216
Army nominations, totaling 7,855, disposed of as follows:	
Confirmed	7,538
Unconfirmed	317
Navy nominations, totaling 6,163, disposed of as follows:	
Confirmed	5,470
Unconfirmed	693
Marine Corps nominations, totaling 2,558, disposed of as follows:	
Confirmed	1,791
Unconfirmed	766
Withdrawn	1

Summary

Total nominations received this session	28,059
Total confirmed	25,748
Total unconfirmed	2,309
Total withdrawn	2

Tuesday, July 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 18283–18364

Measures Introduced: Two bills were introduced, as follows: S. 1021–1022.

Page 18355

Measures Reported: Reports were made as follows:

S. 92, to provide for the reconstitution of outstanding repayment obligations of the Administrator of the Bonneville Power Administration for the appropriated capital investments in the Federal Columbia River Power System. (S. Rept. No. 104–102)

S. 283, to extend the deadlines under the Federal Power Act applicable to two hydroelectric projects in Pennsylvania. (S. Rept. No. 104–103)

S. 468, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Ohio. (S. Rept. No. 104–104)

S. 543, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Oregon. (S. Rept. No. 104–105)

S. 547, to extend the deadlines applicable to certain hydroelectric projects under the Federal Power Act. (S. Rept. No. 104–106)

S. 552, to allow the refurbishment and continued operation of a small hydroelectric facility in central Montana by adjusting the amount of charges to be paid to the United States under the Federal Power Act. (S. Rept. No. 104–107)

S. 595, to provide for the extension of a hydroelectric project located in the State of West Virginia. (S. Rept. No. 104–108)

S. 611, to authorize extension of time limitation for a FERC-issued hydroelectric license. (S. Rept. No. 104–109)

S. 801, to extend the deadline under the Federal Power Act applicable to the construction of two hydroelectric projects in North Carolina. (S. Rept. No. 104–110)

Page 18352

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Pages 18289, 18333

Adopted:

(1) Dole Amendment No. 1492 (to Amendment No. 1487), to include food safety as an exemption from cost-benefit analysis.

Page 19291

(2) By a unanimous vote of 99 yeas (Vote No. 299), Dole Amendment No. 1493 (to Amendment No. 1492), to establish an effective date.

Pages 18291, 18330

(3) Dole Amendment No. 1496 (to Amendment No. 1487), to clarify that the bill does not contain a supermandate.

Page 18334

(4) By 53 yeas to 45 nays (Vote No. 300), Johnston Amendment No. 1497 (to Amendment No. 1487), to revise the threshold for the definition of a "major rule" to $100 million, to be adjusted periodically for inflation.

Page 19334

Withdrawn:

Dole Amendment No. 1494, to exempt health, safety, food safety, or emergency from cost-benefit analysis.

Pages 18292, 18333

Dole Amendment No. 1495 (to Amendment No. 1494), to establish an effective date.

Pages 18292, 18333

Pending:

Dole Amendment No. 1487, in the nature of a substitute.

Page 18290

Senate will resume consideration of the bill on Wednesday, July 12, 1995.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

The Investment Treaty with Trinidad and Tobago (Treaty Doc. No. 104–14).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 18364

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report relative to the emigration policies of Romania; referred to the Committee on Finance. (PM–63).

Page 18351

Messages From the President: **Page 18351**

Communications: **Page 18351**

Executive Reports of Committees: **Page 18352**

Statements on Introduced Bills: **Page 18355**

Additional Cosponsors: **Page 18358**

Amendments Submitted: **Page 18359**

Notices of Hearings: **Page 18359**

Authority for Committees: **Page 18359**

Additional Statements: **Page 18360**

Record Votes: Two record votes were taken today. (Total—300)

Pages 18331, 18338

Recess: Senate convened at 9 a.m., and recessed at 8:46 p.m., until 9 a.m., on Wednesday, July 12, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 18364).

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for environmental programs of the Department of Defense, receiving testimony from Robert M. Walker, Assistant Secretary of the Army (Installations, Logistics, and Environment); Thomas W.L. McCall, Jr., Deputy Assistant Secretary of the Air Force (Environment, Safety and Occupational Health); and Robert B. Pirie, Jr., Assistant Secretary of the Navy (Installations and Environment).

Subcommittee will meet again on Tuesday, July 18.

GLOBAL AVIATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine certain policies and goals of international commercial aviation, after receiving testimony from Federico Peña, Secretary of Transportation; Mark Gerchick and Patrick Murphy, both Deputy Assistant Secretaries of Transportation for International Aviation; Gerald Greenwald, United Air Lines, Inc., Chicago, Illinois; Frederick W. Smith, Federal Express Corporation, Washington, D.C.; and Jeffrey Erickson, Trans World Airlines, St. Louis, Missouri.

DOE REALIGNMENT AND DOWNSIZING

Committee on Energy and Natural Resources: Committee held hearings to examine the Secretary of Energy's strategic realignment and downsizing proposal and other alternatives to restructure the Department of Energy, receiving testimony from Hazel R. O'Leary, Secretary of Energy; Daniel Yergin, Cambridge Energy Research Associates, Cambridge, Massachusetts, on behalf of the Task Force on Strategic Energy Research and Development; and William Martin, Washington Policy and Analysis, Inc., and Jerry Taylor, Cato Institute, both of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

An original bill to establish national uniform discharge standards applicable to vessels of the Armed Forces of the United States; and

An original bill to authorize the Secretary of Transportation to increase the Federal share for certain highway projects in the District of Columbia for fiscal years 1995 and 1996.

TAX TREATMENT OF EXPATRIATED CITIZENS

Committee on Finance: Committee held hearings on proposals to modify the tax treatment of United States citizens and residents who relinquish their citizenship or residence, including S. 453, S. 700, and related provisions of H.R. 981, H.R. 831, H.R. 1535, and H.R. 1812, receiving testimony from Kenneth J. Kies, Chief of Staff, Joint Committee on Taxation; and Leslie B. Samuels, Assistant Secretary of the Treasury for Tax Policy.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of David C. Litt, of Florida, to be Ambassador to the United Arab Emirates, Patrick N. Theros, of the District of Columbia, to be Ambassador to the State of Qatar, John T. Stewart, of California, to be Ambassador to the Republic of Moldova, Michael W. Cotter, of the District of Columbia, to be Ambassador to the Republic of Turkmenistan, A. Elizabeth Jones, of Maryland, to be Ambassador to the Republic of Kazakhstan, Victor Jackovich, of Iowa, to be Ambassador to the Republic of Slovenia, John K. Menzies, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina, James E. Goodby, of the District of Columbia, for the rank of Ambassador during his tenure of service as Principal Negotiator and Special Representative of the President for Nuclear Safety and Dismantlement, David L. Hobbs, of California, to be Ambassador to the Co-operative Republic of Guyana, William J. Hughes, of New Jersey, to be Ambassador to the Republic of Panama, Peggy Blackford, of New Jersey, to be Ambassador to the Republic of Guinea-Bissau, Edward Brynn, of Vermont, to be Ambassador to the Republic of Ghana, John L. Hirsch, of New York, to be Ambassador to the Republic of Sierra Leone, Vicki J. Huddleston, of Arizona, to be Ambassador to the Democratic Republic of Madagascar, Elizabeth Raspolic, of Virginia, to be Ambassador to the Gabonese Republic and to serve concurrently as Ambassador to the Democratic Republic of Sao Tome and Principe, Daniel Howard Simpson, of Ohio, to be Ambassador to the Republic of Zaire, John M. Yates, of Washington, to be Ambassador to the Republic of Benin, and a Foreign Service Officers' promotion list dated June 26, 1995;

Convention Between the Government of the United States of America and the Government of Sweden for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income Signed at Stockholm on September 1, 1994, Together with a Related Exchange of Notes. (Treaty Doc. 103–29);

Convention Between the Government of the United States of America and the Government of Ukraine for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and Capital, with Protocol, signed at Washington on March 4, 1994. (Treaty Doc. 103–30);

Additional Protocol that Modifies the Convention Between the Government of the United States of America and the Government of the United Mexican States for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, signed at Washington on September 18, 1992. (Treaty Doc. 103–31);

Convention Between the Government of the United States of America and the Government of the French Republic for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and Capital, signed at Paris on August 31, 1994, together with two related exchanges of notes, with one declaration. (Treaty Doc. 103–32);

Convention Between the Government of the United States of America and the Government of the Portuguese Republic for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, together with a related Protocol, signed at Washington on September 6, 1994, with two declarations and two understandings. (Treaty Doc. 103–34); and

A Revised Protocol Amending the Convention between the United States and Canada with Respect to Taxes on Income and on Capital signed at Washington on September 26, 1980, as amended by the Protocols signed on June 14, 1983 and March 28, 1984, with one declaration. (Treaty Doc. 104–4)

STATE SOVEREIGNTY/ROLE OF FEDERAL GOVERNMENT

Committee on the Judiciary: Subcommittee on the Constitution, Federalism, and Property Rights held hearings to examine proposals to restore balance in the role of Federal and State Government in serving the people, receiving testimony from Nebraska Governor E. Benjamin Nelson, Lincoln; New York State Senator James J. Lack, Albany, on behalf of the National Conference of State Legislatures; John G. Kester, Williams & Connolly, and Mark Tushnet, Georgetown University Law Center, both of Washington, D.C.; David Engdahl, Seattle University School of Law, Seattle, Washington; and Paul E. Peterson, Harvard University, Cambridge, Massachusetts.

Hearings were recessed subject to call.

DISCIPLINING DISABLED STUDENTS

Committee on Labor and Human Resources: Subcommittee on Disability Policy concluded hearings to examine the effect of Federal policy on the ability of school systems to discipline students with disabilities, after receiving testimony from Nancy Jones, Staff Attorney, American Law Division, Congressional Research Service, Library of Congress; Carl Cohn, Long Beach Unified School District, Long Beach, California; Shirley Igo, National Parent Teacher Association, Washington, D.C.; Charles Weatherly, Weatherly Law Firm, Duluth, Georgia, representing the National School Boards Association; Diane Lipton, Disability Rights and Education Defense Fund, Berkeley, California; E. Don Brown, Hurst, Texas, representing the National Association of Secondary School Principals Association; Kathleen Boundy, Center for Law and Education, Boston, Massachusetts; Marcia Reback, Rhode Island Federation of Teachers and Allied Health Professionals, Providence, representing the American Federation of Teachers; Stevan Kukic, Utah State Department of Education, Salt Lake City; and Bonnie Fell, Skokie, Illinois.

VETERANS BUDGET COMPLIANCE

Committee on Veterans Affairs: Committee concluded hearings to examine options to achieve savings in direct spending in veterans' benefits and services for fiscal years 1996 through 2002 as mandated by the fiscal year 1996 Concurrent Budget Resolution (H. Con. Res. 67), after receiving testimony from Senator Kerrey; Jesse Brown, Secretary of Veterans Affairs; Francis M. Rush, Jr., Principal Deputy Assistant Secretary of Defense for Force Management Policy; and Frank C. Buxton, American Legion, James N. Magill, Veterans of Foreign Wars of the United States, Richard F. Schultz, Disabled American Veterans, Robert Carbonneau, AMVETS, and John C. Bollinger, Paralyzed Veterans of America, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: Fifteen public bills, H.R. 2002–2016; and two resolutions, H.J. Res. 100 and H. Con. Res. 82, were introduced.

Page 18458

Reports Filed: Reports were filed as follows:

Report from the Committee on Appropriations entitled "Subdivision of Budget Totals for Fiscal Year 1996" (H. Rept. 104–175);

H.R. 1091, to improve the National Park System in the Commonwealth of Virginia, amended (H. Rept. 104–176);

H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–177);

H.R. 1175, to amend Public Law 89–454 to provide for the reauthorization of appropriations, amended (H. Rept. 104–123, Part 2);

H.R. 587, to amend title 35, United States Code, with respect to patents on biotechnological processes (H. Rept. 104–178);

H.R. 1170, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a three-judge court, amended (H. Rept. 104–179);

S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts (H. Rept. 104–180);

S. 532, to clarify the rules governing venue (H. Rept. 104–181); and

H. Res. 185, providing for consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–182).

Page 18458

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today.

Page 18365

Recess: House recessed at 9:30 a.m. and reconvened at 10 a.m.

Page 18368

Suspensions: House voted to suspend the rules and pass the following bills which were debated on Monday, July 10:

Extension of most-favored-nation status to Cambodia: H.R. 1642, to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of Cambodia;

Page 18382

Extension of most-favored-nation status to Bulgaria: H.R. 1643, to authorize the extension of non-discriminatory treatment (most-favored-nation treatment) to the products of Bulgaria;

Page 18382

Sikes Act improvements amendments of 1995: H.R. 1141, amended, to amend the Act popularly known as the "Sikes Act" to enhance fish and wildlife conservation and natural resources management programs; and

Page 18382

Colorado River Basin salinity control amendments: S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner—clearing the measure for the President. Subsequently, House agreed to H. Con. Res. 82, directing the Senate to make technical corrections in the enrollment of S. 523.

Pages 18382, 18397

Foreign Operations Appropriations: By a yea-and-nay vote of 333 yeas to 89 nays, Roll No. 482, the House passed H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

Page 18382

Agreed to the Obey motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment to provide that not more than $108 million under the Agency for International Development Children and Disease Programs Fund could be used for basic education for children. Subsequently, the bill was reported back to the House containing the amendment, and the amendment was agreed to.

Page 18395

Agreed To:

The Engel amendment that prohibits the lifting of sanctions on Serbia and Montenegro unless the President certifies that certain conditions related to Kosova have been met;

Page 18382

The Jackson-Lee amendment, as modified, that states that the Department of State should closely monitor and take into account human rights progress in Ethiopia as it obligates fiscal year 1996 funds for Ethiopia; and

Page 18386

The Smith of New Jersey amendment that prohibits funds appropriated for refugee assistance to fund Population, Refugees, and Migration bureau operating expenses.

Page 18392

The Volkmer amendment was offered but subsequently withdrawn that sought to prohibit any funds to the Government of Kenya unless the President determined it was in the national interest.

Page 18388

H. Res. 177, the rule which provided for the further consideration of the bill was agreed to earlier by a recorded vote of 246 ayes to 156 noes, Roll No. 480. Subsequently, agreed to the Goss motion to table the Solomon motion to reconsider the vote on the rule by a recorded vote of 248 ayes to 153 noes, Roll No. 481.

Page 18372

Agreed to order the previous question on the rule by a yea-and-nay vote of 236 yeas to 162 nays, Roll No. 478, Subsequently, agreed to the Goss motion to table the Volkmer motion to reconsider the vote on the previous question by a recorded vote of 235 ayes to 167 noes, Roll No. 479.

Page 18379

Bill Re-referred: H.R. 1784, to validate certain conveyances made by the Southern Pacific Transportation Company within the cities of Reno, Nevada, and Tulare, California, previously referred to the Committee on Agriculture, was referred to the Committee on Resources.

Page 18397

Energy and Water Appropriations: House completed all general debate and began consideration of amendments under the 5-minute rule on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, June 12.

Page 18399

Agreed To:

The Shuster amendment that delays the implementation date for a plan to reduce the number of Corps of Engineers division offices from May 1 to August 15 of 1996, and strikes a provision barring the use of funds to operate the dredge vessel McFarland for purposes other than emergency dredging; **Page 18413**

The Stupak amendment that provides for installation of a sand and stone cap in the navigation project at Manistique Harbor, Michigan; **Page 18414**

The Smith of Washington amendment that sought to reduce the $49 million appropriation for Bureau of Reclamation general administrative expenses by $480,000; and **Page 18416**

The Klug amendment that reduces the appropriation for energy supply, research and development activities by $20 million (agreed to by a recorded vote of 306 ayes to 112 noes, Roll No. 485). **Page 18424**

Rejected:

The Barrett of Wisconsin amendment that sought to reduce the appropriation for energy supply, research and development activities by $5 million (rejected by a recorded vote of 182 ayes to 243 noes, Roll No. 483); **Page 18417**

The DeFazio amendment that sought to reduce the Bureau of Reclamation account by $5.12 million (rejected by a recorded vote of 151 ayes to 275 noes, Roll No. 484); and **Page 18420**

The Obey amendment that sought to reduce Department of Energy supply, research and development activities by $18 million (rejected by a recorded vote of 155 ayes to 266 noes, Roll No. 486). **Page 18434**

The following amendments were offered but subsequently withdrawn:

The Barton of Texas amendment that sought to provide for the rescission of $65 million previously appropriated for a medical treatment facility at the site of the terminated Superconducting Super Collider project; and **Page 18422**

The Skaggs amendment that sought to increase the appropriation for defense environmental restoration and waste management account by $142 million. **Page 18439**

A point of order was sustained against language that sought to authorize the Secretary of the Army to transfer not to exceed 300 acres of land at the Cooper Lake, Texas, project from mitigation or low-density recreation to high-density recreation. **Page 18412**

H. Res. 171, the rule under which the bill is being considered, was agreed to earlier by a voice vote. **Page 18397**

Presidential message—MFN for Romania: Read a message from the President wherein he submits an updated report concerning emigration laws and policies of Romania that allow continuation of most-favored-nation status for Romania—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–93). **Page 18444**

Referrals: Two Senate-passed measures were referred to the appropriate House committees. **Page 18458**

Senate Messages: Messages received from the Senate today appear on page 18368.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 18460.

Quorum Calls—Votes: Two yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 18379, 18380, 18381, 18396, 18418, 18421, 18434, and 18438. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 9:59 p.m.

Committee Meetings

FOOD STAMP FLEXIBILITY AND COMMODITY DISTRIBUTION CONSOLIDATION ACT

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture approved for full Committee action amended H.R. 1997, Food Stamp Flexibility and Commodity Distribution Consolidation Act of 1995.

BUDGET ALLOCATIONS; TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Approved a revised section 602(b) budget allocation report.

The Committee also began markup of the Treasury, Postal Service, and General Government appropriations for fiscal year 1996.

Will continue tomorrow.

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education began markup of appropriations for Labor, Health and Human Services, and Education for fiscal year 1996.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security began markup of appropriations for National Security for fiscal year 1996.

Will continue tomorrow.

CORRECTIONS DAY LEGISLATION

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections held a hearing on the following Corrections Day bills: H.R. 1114, to authorize minors who are under the child labor provision of the Fair Labor Standards Act of 1938 and who are under 18 years of age to load materials into balers and compactors; H.R. 1225, to amend the Fair Labor Standards Act of 1938 to exempt employees who perform certain court reporting duties from the compensatory time requirements applicable to certain public agencies; and H.R. 1783, to require a change in regulation under the Occupational Safety and Health Act of 1970. Testimony was heard from Representatives Ewing, Combest and Vucanovich; and public witnesses.

LOCK BOX DEFICIT PROPOSALS

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology, Committee on the Budget and the Subcommittee on Legislation and Budget Process of the Committee on Rules held a joint hearing on Lock Box Deficit Proposals. Testimony was heard from Representatives Brewster, Crapo, Harman, Royce, Zimmer and Foley; Alice M. Rivlin, Director, OMB; and James L. Blum, Deputy Director, CBO.

BUDGET AND FINANCIAL INFORMATION—ANNUAL SHAREHOLDERS REPORT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on Budget and Financial Information—Annual Shareholders Report: How Does the Citizen Know What is Going On? Testimony was heard from the following officials of the GAO: Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division; Donald Chapin, Chief Accountant; and Paul L. Posner, Director, Budget Issues, Accounting and Information Management Division; Edward DeSeve, Controller, Office of Federal Financial Management, OMB; and public witnesses.

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY ACT

Committee on International Relations: Ordered reported amended H.R. 927, Cuban Liberty and Democratic Solidarity Act of 1995.

SHOOTDOWN OF UNITED STATES F–16 OVER FORMER YUGOSLAVIA

Committee on National Security: Held a hearing on the Department of Defense review of the shootdown of a United States F–16 over the former Yugoslavia. Testimony was heard from the following officials of the Department of Defense: Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff; and RAdm. C. W. Moore, Jr., USN, Director, Operations (Current Operations), The Joint Staff.

LIVESTOCK GRAZING ACT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 1713, Livestock Grazing Act. Testimony was heard from Representatives Skeen and Herger; Jack Ward Thomas, Chief, Forest Service, USDA; Mike Dombeck, Acting Director, Bureau of Land Management, Department of the Interior; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996. The rule waives the following sections of the Budget Act: section 302(f) (prohibiting consideration of a measure containing new entitlement authority which exceeds a committee's allocation); section 306 (prohibiting matters within the jurisdiction of the Budget Committee in a measure not reported by it); and section 308(a) (prohibiting the consideration of a measure containing new entitlement authority if the report does not contain a CBO estimate on such entitlement authority).

Further, the rule waives clause 2 (prohibiting unauthorized appropriations and legislative provisions) and clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI against provisions in the bill. The rule provides that the bill shall be read by title rather than by paragraph for amendment and that each title shall be considered as read.

The rule provides for the automatic adoption of an amendment printed in section 2 of the rule (striking a directed scorekeeping provision at 57, line 21 through page 58, line 2; and changing a mandatory salary provision into a discretionary provision at page 75, line 24).

The rule waives all points of order against the amendment printed in section 3 of the rule (striking two provisos at page 57, line 11 through line 21, relating to the sale of oil from the Strategic Petroleum Reserve), if offered by Rep. Schaefer of Colorado or Rep. Tauzin of Louisiana.

The rule permits the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. The rule waives clause 2(e) of rule XXI (prohibiting non-emergency amendments to be offered to a bill containing an emergency designation under the Budget Act) against amendments to the bill. Finally, the rule provides one motion to recommit, with or without instructions.

Testimony was heard from Representatives Regula, Nethercutt, Young of Alaska, Schaefer, Gallegly, Weldon, Zimmer, Largent, Souder, Coburn, Dicks, Dingell, Rahall, Tauzin, Brewster, Harman, and Underwood.

SUPERFUND—OIL POLLUTION ACT

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment and the Subcommittee on Coast Guard and Maritime Transportation held a joint hearing on the following: Natural Resources Damages Under The Comprehensive and Liability Act of 1990 (Superfund); and the Oil Pollution Act of 1990. Testimony was heard from Douglas Hall, Assistant Secretary, Oceans and Atmosphere, NOAA, Department of Commerce; Robert P. Davison, Deputy Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior; Lois Schiffer, Assistant Attorney General, Natural Resources Division, Department of Justice; and public witnesses.

MISCELLANEOUS TAX REFORMS

Committee on Ways and Means: Held a hearing on miscellaneous tax reforms. Testimony was heard from Representatives Kennelly, Levin, Houghton, Goodling, Frank of Massachusetts, Johnson of South Dakota, and Blute; and public witnesses.

Hearings continue tomorrow.

RULES OF ORIGIN

Committee on Ways and Means: Subcommittee on Trade held a hearing on Rules of Origin. Testimony was heard from Jeffrey M. Lang, Deputy U.S. Trade Representative; from the following officials of the Department of the Treasury: John Simpson, Deputy Assistant Secretary, Regulatory Tariff and Trade Enforcement; and Samuel H. Banks, Assistant Commissioner, Office of Field Operations, U.S. Customs Service; and public witnesses.

◆ ◆ ◆

Wednesday, July 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 18479–18581

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1023–1027, and S. Res. 149.

Page 18556

Measures Reported: Reports were made as follows:

S. 1023, to authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996. (S. Rept. No. 104–111)

S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces. (S. Rept. No. 104–112)

Page 18556

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Pages 18485, 18529, 18548

Adopted:

By 69 yeas to 31 nays (Vote No. 301), Johnston Amendment No. 1504 (to Amendment No. 1487), to provide that risk assessments conducted to support proposed rules may be used to support final rules that are not substantially different with respect to the risk being addressed.

Page 18534

Rejected:

(1) By 49 yeas to 51 nays (Vote No. 302), Daschle Amendment No. 1505 (to Amendment No. 1487), to protect public health by ensuring timely completion of the United States Department of Agriculture's rulemaking on "Pathogen Reduction: Hazard Analysis and Critical Control Point (HACCP) Systems".

Page 18535

(2) Kohl Amendment No. 1506 (to Amendment No. 1487), to protect the public from the dangers of Cryptosporidium and other drinking water hazards by ensuring timely completion of rulemaking to protect the safety of drinking water from microbial and other risks. (By 50 yeas to 48 nays (Vote No. 303), Senate tabled the amendment.)

Page 18537

Withdrawn:

(1) Hatch Amendment No. 1498 (to Amendment No. 1487), to strengthen the agency prioritization and comparative risk analysis section of the bill.

Pages 18486, 18493

(2) Hatch Amendment No. 1499 (to Amendment No. 1498), in the nature of a substitute.

Pages 18487, 18493

(3) Hatch (for Roth) Amendment No. 1500, to establish risk-based priorities for regulation.

Pages 18488, 18493

(4) Hatch (for Roth) Amendment No. 1501 (to Amendment No. 1501), in the nature of a substitute.

Pages 18489, 18493

(5) Daschle Amendment No. 1502 (to Amendment No. 1487), to protect public health by ensuring timely completion of the United States Department of Agriculture's rulemaking on "Pathogen Reduction: Hazard Analysis and Critical Control Point (HACCP) Systems."

Pages 18494, 18531

(6) Johnston Amendment No. 1503 (to Amendment No. 1502), to establish that rules proposed prior to April 1, 1995, are not subject to certain provisions of the bill.

Page 18501

Pending:

(1) Dole Amendment No. 1487, in the nature of a substitute.

Page 18485

(2) Roth/Biden Amendment No. 1507 (to Amendment No. 1487), to strengthen the agency prioritization and comparative risk analysis section of the bill.

Page 18545

A motion was entered to close further debate on Amendment No. 1487, in the nature of a substitute and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, July 14.

Page 18548

Senate will resume consideration of the bill on Thursday, July 13, 1995.

Messages From the President: Senate received the following message from the President of the United States:

Transmitting a report on the national emergency with respect to Libya; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–64).

Page 18554

Nominations Received: Senate received the following nominations:

James Franklin Collins, of Illinois, to be Ambassador at Large and Special Advisor to the Secretary of State for the New Independent States.

Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Uzbekistan.

Joseph A. Presel, of Rhode Island, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Negotiator for Nagorno-Karabakh.

Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics for a term of five years. (Reappointment)

1 Air Force nomination in the rank of general.

Routine lists in the Army and Navy.

Page 18579

Messages From the President: Page 18555

Messages From the House: Page 18556

Measures Referred: Page 18556

Statements on Introduced Bills: Page 18556

Additional Cosponsors: Page 18564

Amendments Submitted: Page 18566

Authority for Committees: Page 18572

Additional Statements: Page 18572

Record Votes: Three record votes were taken today. (Total—303) Pages 18535, 18536, 18545

Recess: Senate convened at 9 a.m., and recessed at 10:07 p.m., until 9 a.m., on Thursday, July 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 18597.

Committee Meetings

TELEVISION VIOLENCE

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine the effects of violence in television programming, after receiving testimony from Senators Simon and Conrad; Representatives Spratt, Markey, and Moran; Wayne Luplow, Zenith Electronics Corporation, Glenview, Illinois; Jim Brian, Protelcon, Inc., Califon, New Jersey; Andrew Andros, Technidyne, Coconut Grove, Florida; Paul Dawes, Sybase Corporation, Emeryville, California; Elizabeth Thoman, Center for Media Literacy, Los Angeles, California; Edward Donnerstein, University of California, Santa Barbara; Robert Lichter, Center for Media and Public Affairs, and Shirley Igo, National Parent and Teacher Association, both of Washington, D.C.; Mark Covey, Concordia College, Moorhead, Minnesota; Leonard Eron, University of Michigan, Ann Arbor, on behalf of the American Psychological Association; Jonathan Freedman, University of Toronto, Toronto, Ontario; Robert M. O'Neil, University of Virginia School of Law, Charlottesville, on behalf of the Thomas Jefferson Center for Free Expression; and William S. Abbott, National Foundation to Improve Television, Boston, Massachusetts.

POWER MARKETING ADMINISTRATIONS PRIVATIZATION

Committee on Energy and Natural Resources: Committee held hearings on proposed legislation to authorize the Secretary of Energy to provide for the sale or transfer of the Southeastern, Southwestern, and Western Area Power Administrations from Federal ownership, management, or control, and proposed legislation to authorize the Secretary of Energy to provide for the sale of the Alaska Power Administration, receiving testimony from Robert R. Nordhaus, General Counsel, Department of Energy; Edward L. Watson, Texas Utilities Electric, Dallas, on behalf of the Edison Electric Institute; Alan H. Richardson, American Public Power Association, and Glenn English, National Rural Electric Cooperative Association, both of Washington, D.C.; Richard Bad Moccasin, Crow Creek Sioux Tribe, Rapid City, South Dakota, on behalf of the Mni Sose Intertribal Water Rights Coalition; Leland R. Gardner, Sunnyvale, California, on behalf of the Navajo Tribal Utility Authority and the Colorado River Indian Tribes; and Robert G. Dawson, Southern Electric International, Atlanta, Georgia, on behalf of the Alliance for Power Privatization.

Hearings were recessed subject to call.

PROPERTY OWNERS COMPENSATION

Committee on Environment and Public Works: Committee held oversight hearings on the effects of certain proposals to statutorily redefine the constitutional right to compensation for property owners, including related provisions of S. 605, H.R. 9, H.R. 925, and H.R. 961, receiving testimony from former Senator Paul Tsongas; Alice M. Rivlin, Director, Office of Management and Budget; Michael L. Davis, Chief, Regulatory Branch, United States Army Corps of Engineers; Gary S. Guzy, Deputy General Counsel, Environmental Protection Agency; John Shanahan, Heritage Foundation, Dean Kleckner, American Farm Bureau Federation, and Jonathan H. Adler, Competitive Enterprise Institute, all of Washington, D.C.; C. Ford Runge, University of Minnesota, Minneapolis; Richard J. Lazarus, Washington University School of Law, St. Louis, Missouri; and Steven J. Eagle, George Mason University School of Law, Arlington.

Hearings were recessed subject to call.

MEDICAID

Committee on Finance: Committee resumed hearings to examine ways to control the cost of the Medicaid program, focusing on the flexibility States have under the current program, including the extent of Federal waiver requests and the program experience of States granted such waivers, receiving testimony from Bruce C. Vladeck, Administrator, Health Care Finance Administration, Department of Health and Human Services; William J. Scanlon, Associate Director, Health Financing, General Accounting Office; Donna Checkett, Missouri Division of Medical Services, Jefferson City, on behalf of the American Public Welfare Association; Robert E. Hurley, Medical College of Virginia/Virginia Commonwealth University, Richmond; Richard C. Ladd, Ladd and Associates, Austin, Texas; and Nelda McCall, Laguna Research Associates, San Francisco, California.

Hearings continue tomorrow.

HAITI ELECTIONS

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs concluded hearings to examine certain aspects of the legislative and municipal election process in Haiti, after receiving testimony from Senators McCain and Graham; Representatives Goss, Rangel, Oberstar, Donald Payne, and Hastings; James Dobbins, Coordinator, Haiti Working Group, Department of State; Mark Schneider, Assistant Administrator for Latin America and the Caribbean, Agency for International Development; and R. Bruce McColm, International Republican Institute, Jeff Fischer, International Foundation for Electoral Systems, and Gay McDougall, International Law Group, all of Washington, D.C.

STUDENT GRANT PROGRAM ABUSE

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine problems of abuse and fraud within the management and oversight of Federal student financial aid programs, receiving testimony from Alan Edelman, Counsel to the Minority, and R. Mark Webster, Staff Investigator to the Minority, both of the Permanent Subcommittee on Investigations; Cornelia Blanchette, Associate Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; John P. Higgins, Jr., Acting Inspector General, Department of Education; and David A. Longanecker, Assistant Secretary of Education for Postsecondary Education.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, July 19.

House of Representatives

Chamber Action

Bills Introduced: Eight public bills, H.R. 2017–2022, 2024–2025; and one private bill, H.R. 2023, were introduced.

Page 18663

Reports Filed: Reports were filed as follows:

H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996 (H. Rept. 104–183);

H. Res. 187, providing for consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–184; and

H. Res. 188, providing for consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996 (H. Rept. 104–185).

Page 18663

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Quinn to act as Speaker pro tempore for today.

Page 18582

Energy and Water Appropriations: By a yea-and-nay vote of 400 yeas to 27 nays, Roll No. 494, the House passed H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996.

Page 18582

Agreed To:

The Klug amendment that earmarks $45 million from the energy supply research and development funds for the implementation of the Innovative Renewable Energy Technology Transfer Program as authorized by the Energy Policy Act of 1992 (agreed to by a recorded vote of 214 ayes to 208 noes, Roll No. 488);

Page 18587

The Ward amendment that strikes $1 million in funding from energy supply, research and development activities (agreed to by a recorded vote of 276 ayes to 141 noes, Roll No. 489);

Page 18594

The Traficant amendment that expresses the sense of Congress that to the greatest extent practicable, equipment and products purchased with funds in this bill should be American-made;

Page 18627

The Bereuter amendment that prohibits the use of funds to revise the Missouri River Master Water Control Manual when it is made known that the revision provides an increase in the springtime water release program during heavy spring rainfall and snowmelt periods, in States that have rivers draining into the Missouri River below the Gavins Point Dam;

Page 18629

The Pallone amendment that reduces by $1,000 the amount provided for the Nuclear Waste Disposal Fund; and

Page 18630

The Gunderson amendment that provides that none of the funds used for the Army Corps of Engineers Upper Mississippi River-Illinois Waterway System Navigation Study may be used to study any portion of the Upper Mississippi River located above Lock and Dam 14 at Moline, Illinois, and Bettendorf, Iowa.

Page 18331

Rejected:

The Obey amendment that sought to reduce by $40 million funding for energy supply, research and development activities (rejected by a recorded vote of 191 ayes to 227 noes, Roll No. 487);

Page 18585

The Volkmer amendment that sought to reduce by $8 million funding for energy supply, research and development activities (rejected by a recorded vote of 148 ayes to 275 noes, Roll No. 490);

Page 18597

The Klug amendment that sought to eliminate funding for the Appalachian Regional Commission (rejected by a recorded vote of 108 ayes to 319 noes, Roll No. 491);

Page 18603

The Klug amendment that sought to eliminate funding for the Tennessee Valley Authority (rejected by a recorded vote of 144 ayes to 284 noes, Roll No. 492); and

Page 18618

The Markey appeal of a ruling of the Chair (rejected by a recorded vote of 255 ayes to 167 noes, Roll No. 493). Previously, the Chair sustained a point of order against the Markey amendment that sought to reduce by $211 million the funding for energy supply, research and development activities and increase its funding for the Nuclear Waste Disposal Fund and Nuclear Regulatory Commission by $200 million and $11 million, respectively.

Page 18627

The Sanders amendment was offered but subsequently withdrawn that sought to strike language that provided funding for nuclear weapon activities.

Page 18594

Committee Resignation: Read and accepted a letter from Representative Mascara, wherein he resigned from the Committee on Government Reform and Oversight effective July 11.

Page 18633

Committee Elections: House agreed to H. Res. 186, electing Representative Mascara of Pennsylvania to the Committee on Transportation and Infrastructure; and Representative Holden of Pennsylvania to the Committee on Government Reform and Oversight.

Page 18633

Select Committee on Intelligence: The Speaker appointed Representative Skaggs as a member of the Select Committee on Intelligence to fill the existing vacancy thereon and to rank after Representative Coleman of Texas.

Page 18634

Interior Appropriations: By a recorded vote of 192 ayes to 238 noes, Roll No. 496, the House failed to agree to H. Res. 185, providing for consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996. Agreed to order the previous question on the resolution by a yea-and-nay vote of 235 yeas to 193 nays, Roll No. 495.

Page 18634

Motion To Adjourn: By a yea-and-nay vote of 177 yeas to 238 nays, Roll No. 497, the House failed to agree to the Volkmer motion to adjourn.

Page 18644

Presidential Message—National Emergency in Libya: Read a message from the President wherein he transmits a report on the developments concerning the national emergency with respect to Libya—referred to the Committee on International Relations and ordered printed (H. Rept. 104–95).

Page 18645

Recess: House recessed at 11:31 p.m. and reconvened at 12:30 a.m.

Page 18662

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 18664.

Quorum Calls—Votes: Three yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 18587, 18593, 18596, 18601, 18617, 18625, 18628, 18632, 18642, 18644. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:31 a.m., Thursday, July 13.

Committee Meetings

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Ordered reported the Treasury, Postal Service and General Government appropriations for fiscal year 1996.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Procurement and Contracting Practices. Testimony was heard from the following officials of the District of Columbia: Russell A. Smith, Auditor; Thomas E. Brown, Jr., Acting Inspector General; Cellerino Bernardino, Deputy Director, Public Works; Jill Lane, Procurement Officer, Public Schools; and James Gaston, Director, Department of Administrative Services; and a public witness.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session and continued markup of appropriations for National Security for fiscal year 1996.

Will continue tomorrow.

COMMEMORATIVE COIN ISSUE

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Affairs held a hearing dealing with the Commemorative Coin issue. Testimony was heard from Philip N. Diehl, Director, U.S. Mint, Department of the Treasury; and public witnesses.

HIGH-LEVEL NUCLEAR WASTE DISPOSAL LEGISLATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the following bills: H.R. 1020, Integrated Spent Nuclear Fuel Management Act of 1995; H.R. 496, Nuclear Waste Policy Reassessment Act of 1995; H.R. 1032, Electric Consumers and Environmental Protection Act of 1995; H.R. 1174, Nuclear Waste Disposal Funding Act; and H.R. 1924, Interim Waste Act. Testimony was heard from Daniel Dreyfus, Director, Office of Civilian Radioactive Waste Management, Department of Energy; Dennis Bechtel, Commissioner, Board of County Commissioners, County of Clark, State of Nevada; Emmit J. George, Jr., Commissioner, Utilities Board, State of Iowa; and public witnesses.

MEDICARE PROGRAM FUTURE

Committee on Commerce: Subcommittee on Health and Environment continued hearings on the Future of the Medicare Program. Testimony was heard from Gail Wilensky, Chair, Board of Directors, Physician Payment Review Commission; Stuart Altman, Chairman, Prospective Payment Assessment Commission; Rodney Armstead, Director, Office of Managed Care, Health Care Financing Administration, Department of Health and Human Services; Jonathan Ratner, Associate Director, Health Financing and Policy Issues, Health, Education and Human Services Division, GAO; and public witnesses.

OVERSIGHT—NLRB REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held an oversight hearing on National Labor Relations Board Reform. Testimony was heard from the following officials of the NLRB: William B. Gould, IV, Chairman; and Fred Feinstein, General Counsel; and public witnesses.

INTELLIGENCE AUTHORIZATION ACT

Committee on Government Reform and Oversight: Subcommittee on Civil Service approved for full Committee action amended H.R. 1655, Intelligence Authorization Act for fiscal year 1996.

DISTRICT OF COLUMBIA CONVENTION CENTER PRECONSTRUCTION ACT; DISTRICT OF COLUMBIA SPORTS ARENA FINANCING ACT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on the following bills: H.R. 1862, District of Columbia Convention Center Preconstruction Act of 1995; and H.R. 1843, District of Columbia Sports Arena Financing Act of 1995. Testimony was heard from the following officials of the District of Columbia: David A. Clarke, Chairman, City Council; Charlene Drew Jarvis, member, Council; Michael Rogers, City Administrator; and Michelle D. Bernard, Chairwoman, Redevelopment Land Agency; Jeffery C. Steinhoff, Director, Planning and Reporting, Accounting and Information Management Division, GAO; Abe Pollin, Chairman, Center Group U.S. Air Arena; and public witnesses.

OSHA'S REGULATORY PROCESSES

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on OSHA's Regulatory Processes and Activities Regarding Ergonomics. Testimony was heard from the following officials of the Department of Labor: Joseph A. Dear, Assistant Secretary, Occupational Safety and Health; and Joseph M. Woodward, Associate Solicitor, Occupational Safety and Health Division, Office of the Solicitor; and public witnesses.

VIETNAM: WHEN WILL WE GET A FULL ACCOUNTING?

Committee on International Relations: Held a hearing on Vietnam: When Will We Get a Full Accounting? Testimony was heard from Ambassador Winston Lord, Assistant Secretary, Asian and Pacific Affairs, Department of State; James Wold, Deputy Assistant Secretary (POW/MIA Affairs), Department of Defense; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 782, amended, to amend title 18 of the United States Code to allow members of employee associations to represent their views before the U.S. Government; and H.R. 1445, to amend rule 30 of the Federal Rules of Civil Procedure to restore the stenographic preference for depositions.

The Committee also began markup of H.R. 1833, Partial-Birth Ban Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspections; H.R. 1296, amended, to provide for the administration of certain Presidio properties at minimal cost to the Federal taxpayer; H.R. 629, Fall River Visitor Center Act of 1995; and H.R. 1675, amended, National Wildlife Refuge Improvement Act of 1995.

AGRICULTURE APPROPRIATIONS

Committee on Rules: Granted an open rule providing for one hour of general debate on H.R. 1976, making appropriations for the Agriculture, Rural Development, Food and Drug administration, and Related Agencies programs for the fiscal year ending September 30, 1996. The rule waives clause 2 (prohibiting unauthorized appropriations and legislative provisions in an appropriations bill) and clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI against provisions in the bill. The rule provides for the reading of the bill by title rather than by paragraph for amendment, and each title shall be considered as read. The rule provides for consideration of an amendment printed in the report on the rule. The amendment is considered as pending, is considered as read, is not subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole, and is debatable for 10 minutes divided between the chairman and ranking minority member of the Appropriations Committee. If adopted, the amendment is considered as part of the base text for further amendment purposes. The rule accords priority in recognition to Members who have preprinted amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Skeen, Hansen, Roberts, Zimmer, Durbin, Collins of Illinois, Harman and Watt of North Carolina.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

The rule waives the following sections of the Budget Act: section 302(f) (prohibiting consideration of a measure containing new entitlement authority which exceeds a committee's allocation); section 306 (prohibiting matters within the jurisdiction of the Budget Committee in a measure not reported by it); and section 308(a) (prohibiting the consideration of a measure containing new entitlement authority if the report does not contain a CBO cost estimate on such entitlement authority).

Further, the rule waives clause 2 (prohibiting unauthorized appropriations and legislative provisions) and clause 6 (prohibiting reappropriations in an appropriations bill) of rule XXI against provisions in the bill. The rule provides that the bill shall be read by title rather than by paragraph for amendment and that each title shall be considered as read.

The rule provides for the automatic adoption of an amendment printed in section 2 of the rule (striking a directed scorekeeping provision at page 57, line 21 through page 58, line 2; and changing a mandatory salary provision into a discretionary provision at page 75, line 24); and inserting language at pages 72 and 73 making availability of NEA appropriations subject to House passage of an authorization bill.

The rule waives all points of order against the amendment printed in section 3 of the rule (striking provisions at page 57, line 9 through line 21, relating to the sale of oil from the Strategic Petroleum Reserve), if offered by Representative Schaefer of Colorado or Representative Tauzin of Louisiana.

The rule permits the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. The rule waives clause 2(e) of rule XXI (prohibiting non-emergency amendments to be offered to a bill containing an emergency designation under the Budget Act) against amendments to the bill. Finally, the rule provides one motion to recommit, with or without instructions.

REDUCTION OF AIRLINE TICKETS SALES COMMISSION—IMPACT ON SMALL TRAVEL AGENCIES

Committee on Small Business: Held a hearing on reduction of airline ticket sales commission and its impact on small travel agencies. Testimony was heard from David Edgell, Commissioner of Tourism, U.S. Virgin Islands; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SAN DIEGO COASTAL CORRECTIONS ACT

Committee on Transportation and Infrastructure: Ordered reported H.R. 1943, San Diego Coastal Corrections Act of 1995.

MISCELLANEOUS TAX REFORMS

Committee on Ways and Means: Concluded hearings on miscellaneous tax reforms. Testimony was heard from Senator McConnell; Representative Jefferson; former Representative Barber B. Conable of New York; and public witnesses.

◆ ◆ ◆

Thursday, July 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 18674–18794

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1028–1033, and S. Res. 150.

Measures Reported: Reports were made as follows:

S. 1033, to amend the Federal Water Pollution Control Act to establish uniform national discharge standards for the control of water pollution from vessels of the Armed Forces. (S. Rept. No. 104–113)

Page 18754

Measures Passed:

Authorizing Senate Testimony: Senate agreed to S. Res. 150, to authorize testimony by Senate employees and representation by Senate Legal Counsel.

Page 18794

Enrollment Correction: Senate agreed to H. Con. Res. 82, directing the Secretary of the Senate to make technical corrections in the enrollment of S. 523.

Page 18794

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Page 18681

Adopted:

(1) Roth/Biden Modified Amendment No. 1507 (to Amendment No. 1487), to strengthen the agency prioritization and comparative risk analysis section of the bill by requiring agencies to review existing regulations, to be sensitive to the cumulative regulatory burden, and to select the most cost-effective, market-driven method practical.

Page 18683

(2) Johnston Amendment No. 1516 (to Amendment No. 1487), to extend time for cost-benefit and risk assessment for waivers in emergency situations from 180 days to 1 year.

Page 18686

(3) Johnston (for Baucus) Amendment No. 1517 (to Amendment No. 1487), to delete the provisions extending cost-benefit and risk-assessment requirements to environmental management activities.

Pages 18687, 18691, 18722

(4) By a unanimous vote of 99 yeas (Vote No. 304), Hatch Amendment No. 1531 (to Amendment No. 1487), to express the sense of the Senate that nothing in the bill is intended to delay the timely promulgation of any regulations that would meet a human health or safety threat.

Page 18720

(5) By a unanimous vote of 99 yeas (Vote No. 305), Boxer Amendment No. 1532 (to Amendment No. 1487), to protect public health by ensuring the continued implementation of mammography quality rules.

Page 18722

(6) Feingold Amendment No. 1536 (to Amendment No. 1487), to amend the provisions of titles 5 and 28, United States Code, relating to equal access to justice, award of reasonable costs and fees, hourly rates for attorney fees, and administrative settlement offers.

Pages 18740, 18747

(7) Pryor/Feingold Amendment No. 1537 (to Amendment No. 1487), to prevent conflicts of interest of persons entering into contracts relating to cost-benefit analyses and risk assessments.

Page 18744

(8) Feingold/Pryor Amendment No. 1538 (to Amendment No. 1487), to provide that an agency may include any person with substantial and relevant expertise to participate on a peer review panel.

Page 18745

(9) Glenn/Levin Amendment No. 1540 (to Amendment No. 1487), to ensure public accountability in the regulatory process by establishing "sunshine" procedures for regulatory review.

Page 18750

Rejected:

Lautenberg Amendment No. 1535 (to Amendment No. 1487), to strike the provisions relating to the toxic release inventory review. (By 50 yeas to 48 nays (Vote No. 306), Senate tabled the amendment.)

Pages 18735, 18743, 18747

Withdrawn:

(1) Boxer Amendment No. 1524 (to Amendment No. 1487), to protect public health by ensuring the continued implementation of mammography quality rules.

Pages 18688, 18706, 18719

(2) Dole Amendment No. 1525 (to Amendment No. 1524), to express the sense of the Senate that nothing in the bill is intended to delay the timely promulgation of any regulations that would meet a human health or safety threat.

Page 18706

Pending:

(1) Dole Amendment No. 1487, in the nature of a substitute. **Page 18681**

(2) Domenici Amendment No. 1533 (to Amendment No. 1487), to facilitate small business involvement in the regulatory development process. **Pages 18727, 18731**

(3) Hutchison Amendment No. 1539 (to Amendment No. 1487), to protect against the unfair imposition of civil or criminal penalties for the alleged violation of rules. **Page 18749**

A unanimous-consent agreement was reached providing for the vote on the motion to invoke cloture on Amendment No. 1487, listed above, scheduled to occur on Friday, July 14, occur on Monday, July 17, 1995, at a time to be determined. **Page 18688**

Senate will resume consideration of the bill on Friday, July 14, 1995.

Measure Indefinitely Postponed:

Concurrent Budget Resolution: Senate indefinitely postponed S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002. **Page 18794**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the recommendations of the Defense Base Closure and Realignment Commission; referred to the Committee on Armed Services. (PM–65). **Page 18753**

Messages From the President: **Page 18753**

Messages From the House: **Page 18753**

Measures Referred: **Page 18754**

Communications: **Page 18754**

Statements on Introduced Bills: **Page 18755**

Additional Cosponsors: **Page 18766**

Amendments Submitted: **Page 18767**

Authority for Committees: **Page 18783**

Additional Statements: **Page 18784**

Record Votes: Three record votes were taken today. (Total—306) **Pages 18722, 18749**

Recess: Senate convened at 9 a.m., and recessed at 9:53 p.m., until 9 a.m., on Friday, July 14, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 18794).

Committee Meetings

BOSNIA

Committee on Armed Services: Committee met in closed session to receive a briefing on certain issues relating to the recent F–16 shoot-down in Bosnia from Walter B. Slocombe, Under Secretary of Defense for Policy; and Maj. Gen. Patrick M. Hughes, USA, Director for Intelligence (J–2), and Rear Adm. Charles W. Moore, Jr., USN, Deputy Director for Current Operations (J–33), both of the Office of the Joint Chiefs of Staff.

Committee recessed subject to call.

UNITED STATES ONE DOLLAR COIN ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 874, to provide for the minting and circulation of one dollar coins, after receiving testimony from Edward W. Kelley, Jr., Member, Board of Governors of the Federal Reserve System; Philip N. Diehl, Director, United States Mint, Department of the Treasury; L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; James L. Blum, Deputy Director, Congressional Budget Office; Robert J. Leuver, Numismatic Association, Colorado Springs, Colorado, former Director, Bureau of Engraving and Printing, on behalf of the Coin Coalition; David J. Ryder, Ryder Company, former Director, United States Mint, on behalf of Save the Greenback, and Linda F. Golodner, National Consumers League, both of Washington, D.C.; William Buetow, Chicago Transit Authority, Chicago, Illinois, on behalf of the American Public Transit Association; Tommy E. Looper, Anchor Bank, Myrtle Beach, South Carolina, on behalf of the American Bankers Association; and R. David Clayton, Automatic Food Service, Inc., Nashville, Tennessee, on behalf of the National Automatic Merchandising Association.

UTAH WILDERNESS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 884, to designate certain public lands in the State of Utah as wilderness, after receiving testimony from Senators Hatch and Bennett; Representatives Hansen, Orton, and Waldholtz; Sylvia Baca, Deputy Assistant Secretary of the Interior for Land and Minerals Management; Mayor Phillip Bimstein, Springdale, Utah; San Juan County Commissioner Bill Redd, and James Parker, on behalf of the Utah State Bureau of Land Management Office, both of Monticello, Utah; Ted Stewart, Utah State Department of Natural Resources, Robert Morgan, Utah State Water Department, John A. Harja, Utah State School and Institution Trust Lands Administration, George Nickas, Utah Wilderness Association, Ray Wheeler, Utah Wilderness Coalition, William B. Smart, Desert News, on behalf of the Grand Canyon Trust, and Terry Tempest Williams, Utah Museum of Natural History, all of Salt Lake City, Utah; and Paul R. Frischknecht, Manti, Utah, on behalf of the Utah Wool Growers Association.

AUTHORIZATION—ENDANGERED SPECIES ACT

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries, and Wildlife held hearings on proposed legislation authorizing funds for programs of the Endangered Species Act, receiving testimony from Bruce Babbitt, Secretary of the Interior; Douglas K. Hall, Assistant Secretary of Commerce for Oceans and Atmosphere; Montana State Representative Emily Swanson, Bozeman; Montana State Representative Dick Knox, Winifred; Michael T. Clegg, University of California, Riverside, on behalf of the National Research Council's Committee on Scientific Issues in the Endangered Species Act; Jane Lubchenco, Oregon State University, Corvallis; Stuart L. Pimm, University of Tennessee, Knoxville; Mark L. Plummer, Discovery Institute, Seattle, Washington; Wm. Robert Irvin, Center for Marine Conservation, Washington, D.C.; David F. Mazour, Central Nebraska Public Power and Irrigation District, Holdrege, on behalf of the National Endangered Species Act Reform Coalition; Judy DeHose, White Mountain Apache Tribe, Whiteriver, Arizona; John A. Harja, Salt Lake City, Utah, on behalf of the Western Governors' Association; David R. Schmidt, Linn County, Oregon, on behalf of the National Association of Counties; and Gregg Easterbrook, Arlington, Virginia.

Hearings continue on Thursday, July 20.

GSA PUBLIC BUILDINGS

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings on S. 1005, to improve the process of constructing, altering, purchasing, and acquiring public buildings, and on pending Government Services Administration building prospectuses and public buildings cost-savings initiatives, after receiving testimony from Roger W. Johnson, Administrator, General Services Administration; J. William Gadsby, Director, Government Business Operations Issues, General Government Division, General Accounting Office; and Robert C. Broomfield, Chairman, Judicial Conference Committee on Security, Space and Facilities.

MEDICAID

Committee on Finance: Committee continued hearings to examine ways to control the cost of the Medicaid program, focusing on Medicaid beneficiaries and provider groups, receiving testimony from Sheldon L. Goldberg, American Association of Homes and Services for the Aging, Gregg Haifley, Children's Defense Fund, on behalf of the Maternal and Child Health Coalition, Stephen McConnell, Alzheimer's Association, and Kathleen H. McGinley, The Arc, on behalf of the Consortium for Citizens with Disabilities, all of Washington, D.C.; Clyde W. Oden, Jr., Watts Health Foundation, Inc., Inglewood, California, on behalf of the Group Health Association of America; and Bruce Siegel, New York City Health and Hospitals Corporation, New York, New York.

Hearings were recessed subject to call.

U.S. GOALS AND OBJECTIVES

Committee on Foreign Relations: Committee concluded hearings to examine United States national goals and objectives in international relations in the year 2000 and beyond, after receiving testimony from Henry A. Kissinger, Kissinger Associates, New York, New York.

UNITED STATES ASSISTANCE IN GAZA/ JERICHO

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine economic development and United States assistance in Gaza and Jericho, after receiving testimony from Margaret Carpenter, Assistant Administrator, Bureau for Asia and the Near East, Agency for International Development; Richard A. Roth, Director, Office of Israel and Arab-Israeli Affairs, Department of State; Christopher Finn, Executive Vice President, Overseas Private Investment Corporation; James Zogby, Arab American Institute, Mal Levine, Gibson, Dunn & Crutcher, and Leo Kramer, Kramer Associates, Inc., all of Washington, D.C.; Ziad Karram, G.R.d'G., Fairfax, Virginia; and B.J. Bucheit, Jr., Bucheit International Ltd., Boardman, Ohio.

FDA EXPORT REFORM

Committee on Labor and Human Resources: Subcommittee on Aging concluded hearings on S. 593, to allow the free export of drugs and medical devices not approved by the Food and Drug Administration for use in the United States to member countries of the World Trade Organization, if certain safeguards are satisfied, after receiving testimony from Arthur D. Collins, Jr., Medtronic, Inc., Minneapolis, Minnesota; Thomas C. Thompson, Quest Medical, Inc., Dallas, Texas, on behalf of the Medical Device Manufacturers Association; Stephen L. Ferguson, Cook Group, Inc., Bloomington, Indiana; Mark B. Knudson, Medical Innovation Partners, Minnetonka, Minnesota; John C. Petricciani, Genetics Institute, Inc., Cambridge, Massachusetts; Richard T. Dean, Diatech, Inc., Londonderry, New Hampshire; and Michael L. King, Merck and Company, Inc., White House Station, New Jersey.

SMALL BUSINESS LENDING ENHANCEMENT ACT

Committee on Small Business: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 895, to revise the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the SBA.

SMALL BUSINESS INVESTMENT COMPANY PROGRAM

Committee on Small Business: Committee held hearings to examine the future of the Small Business Investment Company Program of the Small Business Administration, receiving testimony from Cassandra M. Pulley, Deputy Administrator, Small Business Administration; Gerald H. Johnson, Williams Brothers Lumber Company, Duluth, Georgia; Ronald J. Manganiello, Hanger Orthopedic Group, Inc., New Canaan, Connecticut; Ronald L. Thompson, Midwest Stamping Company, Bowling Green, Ohio; Patricia M. Cloherty, Patricof and Company Ventures, Inc., New York, New York, on behalf of the National Venture Capital Association and the SBIC Reinvention Council; and William F. Dunbar, National Association of Small Business Investment Companies, Alexandria, Virginia.

Hearings were recessed subject to call.

INDIAN FEDERAL RECOGNITION

Committee on Indian Affairs: Committee held hearings on S. 479, to provide for administrative procedures to extend Federal recognition to certain Indian groups, receiving testimony from Michael Anderson, Deputy Assistant Secretary of the Interior for Indian Affairs; Gaiashkibos, National Congress of American Indians, and Richard Dauphinais, Native American Rights Fund, both of Washington, D.C.; Frances G. Charles, Lower Elwha Tribal Council, Port Angeles, Washington; Dena Ammon Magdaleno, Advisory Council on California Indian Policy, Sacramento; Arlinda Locklear, Jefferson, Maryland; and Christine Grabowski, New York, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 2026–2042; and three resolutions, H.J. Res. 101, H. Con. Res. 83, and H. Res. 186 were introduced.

Page 18892

Reports Filed: Reports were filed as follows:

H. Res. 189, providing for the further consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–186); and

H.R. 1122, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, amended (H. Rept. 104–187, Part 1).

Page 18892

Interior Appropriations: House completed all general debate and began consideration of amendments under the 5-minute rule on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Monday, July 17.

Page 18807

Agreed To:

The Kolbe amendment that permits the conduct of new natural resources research surveys on private lands only when it has been requested and authorized in writing by the property owner;

Page 18829

The Regula amendment, as amended by the Gilchrest substitute (agreed to by a recorded vote of 256 ayes to 168 noes, Roll No. 500), that provides that the prohibition on the use of volunteers by the USGS would apply only when it is made known that the volunteers are not properly trained or that information gathered by the volunteers is not carefully verified;

Page 18830

The Regula amendment that strikes language that would have allowed the Fish and Wildlife Service to retain all of the refuge entrance fee collections;

Page 18841

The Gallegly amendment that strikes the $3.5 million appropriation for the Office of Insular Affairs, strikes language permitting funds to go toward technical, maintenance, and disaster assistance, and disaster assistance and insular management control, and strikes related earmarks;

Page 18848

The Vucanovich amendment that restores $8 million for the Pyramid Lake Water Rights Settlement;

Page 18850

The Underwood amendment that appropriates $4.58 million for impact aid to Guam under the Compact of Free Association;

Page 18862

The Young of Alaska amendment that limits the Fish and Wildlife Service to the purchase of 54 passenger vehicles rather than 59 police-type and 88 replacement vehicles, strikes language permitting FWS to accept donated aircraft as replacements, reduces the FWS resource management account by $885,000, and increases the appropriation for operation of Indian programs by $851,000 (agreed to by a recorded vote of 281 ayes to 117 noes, Roll No. 510);

Page 18878

The Sanders en bloc amendment that transfers $2 million from the salaries and expenses account of the Office of the Secretary to the Advisory Council on Historic Preservation (agreed to by a recorded vote of 267 ayes to 130 noes, Roll No. 511); and

Page 18881

The Faleomavaega amendment that strikes language that would have changed the due date for the report required by the 1994 American Indian Trust Fund Management Reform Act updating reconciliation of trust fund accounts.

Page 18884

Rejected:

The Obey amendment that sought to transfer funds from the mines and miners, fossil energy research and development, and naval petroleum and oil shale reserves accounts to provide $81.3 million for Indian education (rejected by a recorded vote of 143 ayes to 282 noes, Roll No. 501);

Page 18842

The Miller of California amendment, as modified, that sought to reduce the DOE fossil energy and research and development account by $188.65 million and provide $183.65 million for land acquisition programs and $5 million for urban park and recreation recovery programs (rejected by a recorded vote of 170 ayes to 253 noes, Roll No. 502);

Page 18850

The Neumann amendment that sought to strike the $600,000 appropriation to carry out the African Elephant Conservation Act and the $200,000 appropriation for the rhinoceros and tiger conservation fund (rejected by a recorded vote of 132 ayes to 289 noes, Roll No. 503);

Page 18857

The Hutchinson amendment that sought to reduce the appropriations for historic preservation by $3.5 million (rejected by a recorded vote of 129 ayes to 281 noes, Roll No. 504);

Page 18864

The Obey motion that the Committee rise (rejected by a recorded vote of 168 ayes to 233 noes, Roll No. 505);

Page 18872

The Obey motion that the Committee rise (rejected by a recorded vote of 161 ayes to 233 noes, Roll No. 506);

Page 18873

The Obey motion that the Committee rise and report the bill back to the House with the recommendation that the enacting clause be stricken (rejected by a recorded vote of 162 ayes to 236 noes, Roll No. 507);

Page 18873

The Obey motion that the Committee rise (rejected by a recorded vote of 150 ayes to 249 noes, Roll No. 508);

Page 18874

The Fazio amendment relating to the Mojave National Preserve that sought to strike the $1 cap on National Park Service spending, eliminate the $600,000 for the Bureau of Land Management to run the park, and add $600,000 to NPS park operations funding (rejected by a recorded vote of 174 ayes to 227 noes, Roll No. 509); and

Page 18875

The Mica amendment that sought to transfer $15 million from the U.S. Geological Survey to the National Park Service land acquisition fund.

Page 18882

H. Res. 187, the rule under which the bill was considered, was agreed to earlier by a recorded vote of 229 ayes to 195 noes, Roll No. 499. Agreed to order the previous question on the rule by a yea-and-nay vote of 230 yeas to 194 nays, Roll No. 498.

Page 18798

Presidential Message—Defense Base Closure: Read a message from the President wherein he transmits the report containing the recommendations of the Defense Base Closure and Realignment Commission and certifies that he approves all the recommendations contained in the report—referred to the Committee on National Security and ordered printed (H. Doc. 104–96).

Page 18889

Legislative Program: Agreed to adjourn from Thursday until 10:30 a.m. on Monday, July 17.

Page 18889

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 19.

Page 18890

Recess: It was made in order for the Speaker to declare a recess on Wednesday, July 26, subject to the call of the Chair, to receive in a joint meeting His Excellency Kim Young Sam, President of the Republic of Korea.

Page 18890

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 18894.

Quorum Calls—Votes: One yea-and-nay vote and 13 recorded votes developed during the proceedings of the House today and appear on pages 18806, 18840, 18847, 18857, 18862, 18870, 18872, 18873, 18874, 18877, 18880, and 18882. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12 midnight.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry held a hearing on the following: H.R. 714, Illinois Land Conservation Act of 1995; H.R. 701, to authorize the Secretary of Agriculture to convey lands to the city of Rolla, MO; and other similar legislation. Testimony was heard from Representatives Emerson, Weller and Browder; and Janice McDougle, Assistant Deputy Chief, National Forest System, U.S. Forest Service, USDA.

NATIONAL SECURITY APPROPRIATIONS

Committee on Appropriations: Subcommittee on National Security met in executive session and approved for full Committee action appropriations for National Security for fiscal year 1996.

RYAN WHITE CARE ACT AMENDMENTS

Committee on Commerce: Ordered reported amended H.R. 1872, Ryan White CARE Act Amendments of 1995.

EDUCATION REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Early childhood, Youth and Families continued hearings on Education Reform. Testimony was heard from Bruce Alberts, President, National Academy of Sciences; William C. Bosher, Jr., Superintendent of Public Instruction, State of Virginia; and public witnesses.

PENSION PROTECTION ACT

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations approved for full Committee action amended H.R. 1594, Pension Protection Act of 1995.

BOSNIA SITUATION

Committee on International Relations: and the Committee on National Security met in executive session to receive a joint briefing on the Situation in Bosnia. The Committees were briefed by John Kornblum, Acting Assistant Secretary, European and Canadian Affairs, Department of State; and the following officials of the Department of Defense: Joseph Kruzel, Deputy Assistant Secretary, European and NATO Affairs; and Lt. Gen. Wesley K. Clarke, USA, Director, Strategic Plans and Policy, Joint Staff.

ANGOLA—PATH TOWARD DEMOCRACY

Committee on International Relations: Subcommittee on Africa held a hearing on The Path Toward Democracy in Angola. Testimony was heard from Edward Brynn, Principal Deputy Assistant Secretary, Bureau of African Affairs, Department of State; and public witnesses.

MISCELLANEOUS RESOLUTIONS

Committee on International Relations: Subcommittee on Asia and the Pacific approved for full Committee action the following resolutions: H.Res. 158, amended, congratulating the people of Mongolia on the fifth anniversary of the first democratic multiparty elections held in Mongolia on July 29, 1990; H.Res. 81, encouraging the peace process in Sri Lanka; and H. Con. Res. 80, expressing the sense of Congress that the United States should recognize the concerns of the peoples of Oceania and call upon the Government of France to cease all nuclear testing at the Mururoa and Fangataufa atolls.

BOATING AND AVIATION OPERATION SAFETY ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 234, Boating and Aviation Operation Safety Act of 1994. Testimony was heard from Representative Ehlers; Bruce A. Gilmour, Director, Boating Administration, Department of Natural Resources, State of Maryland; and public witnesses.

COPYRIGHT TERM EXTENSION ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property concluded hearings on H.R. 989, Copyright Term Extension Act of 1995. Testimony was heard from Marybeth Peters, Register of Copyrights, Copyright Office of the United States, Library of Congress; Charlene Barshefsky, Deputy U.S. Trade Representatives; Bruce Lehman, Assistant Secretary and Commissioner, Patents and Trademarks, Patent and Trademark Office, Department of Commerce; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT; PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Immigration and Claims began markup of H.R. 1915, Immigration in the National Interest Act of 1995.

The Subcommittee also considered private claims bills.

CHEMICAL DEMILITARIZATION

Committee on National Security: Subcommittee on Military Procurement held a hearing on chemical demilitarization. Testimony was heard from the following officials of the Department of Defense: Gilbert F. Decker, Assistant Secretary, Research, Development and Acquisition, Department of the Army; Theodore Prociv, Deputy Assistant to the Secretary, Chemical/Biological Matters; and Maj. Gen. Robert D. Orton, USA, Project Manager, Chemical Demilitarization, Department of the Army; David R. Warren, Director, Defense Management and NASA Issues, GAO; Dennis Kwiatkowski, Deputy Associate Director, Preparedness, Training and Exercise, FEMA; and public witnesses.

WATER RESOURCES RESEARCH ACT AUTHORIZATION

Committee on Resources: Subcommittee on Water and Power Resources approved for full Committee action amended H.R. 1743, to amend the Water Resources Research Act of 1984 to extend the authorizations of appropriations through fiscal year 2000.

BUDGET PROCESS

Committee on Rules: Subcommittee on Legislative and Budget Process and the Subcommittee on Rules and Organization of the House held a joint hearing on the Budget Process. Testimony was heard from June E. O'Neill, Director, CBO; Susan J. Irving, Associate Director, GAO; former Representative William E. Frenzel of Minnesota; and Stephen Moore, Director, Fiscal Policy Studies, CATO Institute.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted a rule providing for the further consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, without intervening motion except: (1) amendments printed in the Congressional Record prior to July 14, 1995; (2) motions that the Committee rise if offered by the Majority Leader or his designee; and (3) motions that the Committee rise and report with adopted amendments as a preferential motion pursuant to clause 2(d) of rule XXI, provides that printed amendments may be offered only by the Members who caused them to be printed, are considered as read, are debatable for 10 minutes each divided between the proponent and an opponent, and are not subject to amendment or to a demand for a division of the question; and authorizes the chairman of the Committee of the Whole to postpone any request for a recorded vote on an amendment to a later time and to reduce to five minutes the time for a vote on any amendment in a series of amendments after the vote on the first such amendment of not less than 15 minutes.

GRADUATE LEVEL SCIENCE AND ENGINEERING EDUCATION

Committee on Science: Subcommittee on Basic Research held a hearing on Graduate Level Science and Engineering Education: An Assessment of the Present; a Look into the Future. Testimony was heard from Neal Lane, Director, NSF; Harold Varmus, M.D., Director, National Institutes of Health, Department of Health and Human Services; Philip Griffiths, Chair, Committee on Science, Engineering, and Public Policy, National Academy of Sciences; and public witnesses.

FUTURE OF TECHNOLOGY—IC21

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on the Future of Technology—IC21. Testimony was heard from departmental witnesses.

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Friday, July 14, 1995

Senate

Chamber Action

Routine Proceedings, pages 18905–19046

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1034–1038, and S. Con. Res. 21.

Page 18962

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Pages 18909, 18945, 18952

Adopted:

(1) Simon/Wellstone Amendment No. 1547 (to Amendment No. 1487), to exempt rules and agency actions designed to protect children from poisoning.

Page 18943

(2) Hatch (for Thomas) Amendment No. 1548 (to Amendment No. 1487), to extend the terms of permits for grazing on National Forest System lands to allow time for compliance with the National Environmental Policy Act of 1969 in connection with permit renewals.

Page 18938

(3) Hatch (for Snowe) Amendment No. 1549 (to Amendment No. 1487), to amend the Federal Food, Drug, and Cosmetic Act to modify the bottled drinking water standards provisions to require the establishment of regulations relating to contaminants in bottled drinking water.

Page 18938

(4) By a unanimous vote of 80 yeas (Vote No. 308), Hutchison Modified Amendment No. 1539 (to Amendment No. 1487), to protect against the unfair imposition of civil or criminal penalties for the alleged violation of rules.

Pages 18914, 18946

(5) Roth Amendment No. 1575 (to Amendment No. 1487), to require interagency coordination in the implementation of the risk assessment provisions of the bill.

Page 18952

Rejected:

Kennedy Amendment No. 1543 (to Amendment No. 1487), to provide that certain cost-benefit analysis and risk assessment requirements shall not apply to occupational safety and health and mine safety and health regulations. (By 58 yeas to 39 nays (Vote No. 307), Senate tabled the amendment.)

Page 18925

Pending:

(1) Dole Amendment No. 1487, in the nature of a substitute.

Pages 18925, 18938, 18946, 18952

(2) Domenici Amendment No. 1533 (to Amendment No. 1487), to facilitate small business involvement in the regulatory development process.

Page 18909

(3) Levin (for Glenn) Amendment No. 1581 (to Amendment No. 1487), in the nature of a substitute.

Page 18953

Senate will resume consideration of the bill on Monday, July 17, 1995.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the U.S. Arctic Research Plan; referred to the Committee on Governmental Affairs. (PM–66).

Page 18961

Nominations Received: Senate received the following nominations:

Darcy E. Bradbury, of New York, to be an Assistant Secretary of the Treasury.

Michael P. Dombeck, of Wisconsin, to be Director of the Bureau of Land Management.

Jeanne R. Ferst, of Georgia, to be a Member of the National Museum Services Board for a term expiring December 6, 1999.

Jill L. Long, of Indiana, to be Under Secretary of Agriculture for Rural Economic and Community Development.

Joseph H. Neely, of Mississippi, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term of six years.

Joe Scroggins, Jr., of Florida, to be a Federal Maritime Commissioner for the term expiring June 30, 2000.

Charles H. Twining, of Maryland, to be Ambassador to the Republic of Cameroon.

Page 19046

Messages From the President: Page 18961

Petitions: Page 18961

Statements on Introduced Bills: Page 18962

Additional Cosponsors: Page 18975

Amendments Submitted: Page 18976

Notices of Hearings: Page 19033

Authority for Committees: Page 19033

Additional Statements: Page 19033

Record Votes: Two record votes were taken today. (Total–308)

Pages 18933, 18948

Recess: Senate convened at 9 a.m., and recessed at 5:44 p.m., until 9:30 a.m., on Monday, July 17, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 19046).

Committee Meetings

MEXICO

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine the United States program for Mexico, focusing on Mexico's economic stabilization efforts and the Administration's recent decision to disburse certain funds to Mexico, receiving testimony from Robert E. Rubin, Secretary of the Treasury; and Lawrence Summers, Under Secretary of the Treasury for International Affairs.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 10:30 a.m. on Monday, July 17.

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Rules: On July 13, the Committee by a vote of 8 to 3, adopted a motion authorizing the manager of the rule, H. Res. 188, providing for consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996, to offer an amendment to the rule authorizing not more than one motion a day by a Member other than the Majority Leader or Chairman of the Committee on Appropriations that the Committee rise, and not more than one motion on the bill that the Committee rise and report a recommendation that the enacting words be stricken.

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Monday, July 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 19047–19148

Measures Introduced: Seven bills and three resolutions were introduced, as follows: S. 1039–1045, and S. Res. 151–153.

Page 19117

Measures Passed:

Portrait Monument Restoration: Senate agreed to S. Con. Res. 21, directing that the "Portrait Monument" carved in the likeness of Lucretia Mott, Susan B. Anthony, and Elizabeth Cady Stanton, now in the crypt of the Capitol, be restored to its original state and be placed in the Capitol Rotunda, after agreeing to the following amendment proposed thereto:

Page 19137

Hatch (for Stevens) Amendment No. 1787, to amend the resolving clause.

Page 19137

Federal Reports Elimination and Sunset Act: Senate passed S. 790, to provide for the modification or elimination of Federal reporting requirements, after agreeing to the following amendment proposed thereto:

Page 19138

Hatch (for McCain/Levin) Amendment No. 1788, to eliminate the reports with an annual, semi-annual reporting basis four years after enactment, and to eliminate certain additional Department of Energy reports.

Page 19138

Technical Corrections: Senate agreed to S. Res. 153, to make certain technical corrections to Senate Resolution 120.

Page 19147

Classification of Immigrant Children: Senate passed S. 457, to amend the Immigration and Nationality Act to update references in the classification of children for purposes of United States immigrations laws.

Page 19147

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Page 19045

Adopted:

(1) Domenici Amendment No. 1533 (to Amendment No. 1487), to facilitate small business involvement in the regulatory development process.

Page 19108

(2) Domenici Amendment No. 1784 (to Amendment No. 1533), in the nature of a substitute.

Page 19111

(3) Hatch (for McCain/Lieberman) Amendment No. 1785 (to Amendment No. 1487), to repeal the requirement that employers report certain health coverage information to the Health Care Financing Administration for use by the Medicare and Medicaid Coverage Data Bank.

Page 19111

Pending:

(1) Dole Amendment No. 1487, in the nature of a substitute.

Page 19055

(2) Levin (for Glenn) Amendment No. 1581 (to Amendment No. 1487), in the nature of a substitute.

Page 19055

(3) Ashcroft Amendment No. 1786 (to Amendment No. 1487), to provide for the designation of distressed areas within qualifying cities as Regulatory Relief Zones and for the selective waiver of Federal regulations within such zones.

Page 19115

A unanimous-consent agreement was reached providing for a vote to occur on Levin (for Glenn) Amendment No. 1581, listed above, to occur at 2:15 p.m., on Tuesday, July 18, 1995, following which Senate will vote on the second motion to close further debate on Amendment No. 1487, listed above.

Page 19116

During consideration of this measure today, Senate also took the following action:

By 48 yeas to 46 nays (Vote No. 309), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Amendment No. 1487, listed above.

Page 19105

A third motion was entered to close further debate on Amendment No. 1487, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, July 19, 1995.

Page 19116

Senate will resume consideration of the bill on Tuesday, July 18, 1995.

Nominations Received: Senate received the following nominations:

Eileen B. Claussen, of the District of Columbia, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Greta Joy Dicus, of Arkansas, to be a Member of the Nuclear Regulatory Commission for the term of five years expiring June 30, 1998.

Lee F. Jackson, of Massachusetts, to be United States Director of the European Bank for Reconstruction and Development.

Eluid Levi Martinez, of New Mexico, to be Commissioner of Reclamation.

Ernest J. Moniz, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

Donald S. Wasserman, of the District of Columbia, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 1, 2000.

Harris Wofford, of Pennsylvania, to be Chief Executive Officer of the Corporation for National and Community Service.

1 Navy nomination in the rank of admiral.

Page 19147

Communications: **Page 19116**

Statements on Introduced Bills: **Page 19117**

Additional Cosponsors: **Page 19123**

Amendments Submitted: **Page 19124**

Authority for Committees: **Page 19137**

Additional Statements: **Page 19137**

Record Votes: One record vote was taken today. (Total–309)

Page 19105

Recess: Senate convened at 9:30 a.m., and recessed at 7:18 p.m., until 9 a.m., on Tuesday, July 18, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 19147).

Committee Meetings

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Sandra J. Kristoff, of Virginia, for the rank of Ambassador during her tenure of service as United States Coordinator for Asia Pacific Economic Cooperation, John Raymond Malott, of Virginia, to be Ambassador to Malaysia, Kenneth Michael Quinn, of Iowa, to be Ambassador to the Kingdom of Cambodia, William H. Itoh, of New Mexico, to be Ambassador to the Kingdom of Thailand, and J. Stapleton Roy, of Pennsylvania, to be Ambassador to the Republic of Indonesia, after the nominees testified and answered questions in their own behalf. Mr. Quinn was introduced by Senator McCain.

House of Representatives

Chamber Action

Bills Introduced: Five public bills, H.R. 2043–2047; one private bill, H.R. 2048; and one resolution, H. Res. 191 were introduced.

Page 19202

Reports Filed: Reports were filed as follows:

H.J. Res. 96, disapproving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China; adversely (H. Rept. 104–188);

S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspections (H. Rept. 104–189); and

H. Res. 190, providing for the consideration of H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–190).

Page 19202

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today.

Page 19149

Recess: House recessed at 10:31 a.m. and reconvened at noon.

Page 19149

Presidential Message—Arctic Research: Read a message from the President wherein he transmits the fourth biennial revision (1996–2000) to the United States Arctic Research Plan—referred to the Committee on Science.

Page 19150

Recess: House recessed at 12:14 p.m. and reconvened at 4:04 p.m.; and recessed at 5:34 p.m. and reconvened at 6:03 p.m.

Pages 19150, 19164

Agriculture Appropriations: House completed all debate on H. Res. 188, providing for consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996. The vote on ordering the previous question on the rule was postponed.

Page 19151

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Government Reform and Oversight, Judiciary, and Resources.

Page 19164

Interior Appropriations: House continued consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, July 18.

Page 19164

When the Committee of the Whole rose, votes had been postponed until Tuesday, July 18, on the following amendments debated earlier:

The Schaefer amendment that seeks to strike language allowing DOE to sell up to seven million barrels of oil from the Strategic Petroleum Reserve and deposit the receipts in a fund for decommissioning the Weeks Island site and reduces the SPR appropriation by $100 million; and

Page 19186

The Chabot amendment that seeks to strike all funding for the National Endowment for the Humanities.

Page 19190

Agreed To:

The Coburn amendment, as modified, that provides $52.5 million for the Education Department's Office of Elementary and Secondary Education to be allocated to local educational agencies for Indian education programs and to reduce the Forest Service general administrative account by $10 million;

Page 19165

The Smith of Washington amendment that reduces the funding on the Woodrow Wilson International Center for Scholars by $1 million (agreed to by a recorded vote of 286 ayes and 124 noes, Roll No. 513);

Pages 19174, 19182

The Kleczka amendment that reduces funding for fossil energy research and development by $5 million (agreed to by a recorded vote of 251 ayes to 160 noes, Roll No. 514); and

Pages 19175, 19183

The Skaggs amendment, as modified, that provides an additional $3.5 million for the weatherization assistance program.

Page 19190

Rejected:

The Stearns amendment that sought to reduce the appropriation for the National Endowment for the Arts by $10 million (rejected by a recorded vote of 179 ayes to 227 noes, Roll No. 512); and

Pages 19167, 19182

The Tiahrt amendment that sought to reduce the appropriation for fossil energy research and development by $163.6 million (rejected by a recorded vote of 144 ayes to 267 noes, Roll No. 515).

Pages 19178, 19184

Points of order were sustained against the following amendments:

The Kennedy of Massachusetts amendment that sought to reduce the appropriation for the National Forest System by $13.5 million and reduce the Forest Service construction account by $5 million;

Page 19185

The Sanders amendment that sought to transfer $100 million from fossil energy research and development to the weatherization assistance program;

Page 19189

The Tiahrt amendment that sought to reduce funding for energy conservation programs by $189 million; and

Page 19196

The Fox amendment that sought to transfer $50 million from the Energy Information Administration to the weatherization assistance program.

Page 19197

The Bass amendment was offered but subsequently withdrawn that sought to direct the Forest Service to make a priority emergency purchase of the Bretton Woods tract within the White Mountain National Forest in New Hampshire.

Page 19164

H. Res. 189, the rule which is providing for the further consideration of the bill, was agreed to earlier by a voice vote.

Pages 19155, 19164

Agreed to the Drier amendment to the rule that provides additional debate time for nine specific amendments.

Page 19163

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 19203.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 19182, 19183, and 19184. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 10:32 p.m.

Committee Meetings

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims continued markup of H.R. 1915, Immigration in the National Interest Act of 1995.

Will continue tomorrow.

TREASURY—POSTAL SERVICE APPROPRIATIONS

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996. The rule waives clause 2 (prohibiting unauthorized and legislative provisions), and clause 6 (prohibiting reappropriations) of rule XXI against provisions in the bill, except as follows: beginning with "Provided further" on page 33, line 2, through "Maryland:" on line 13; and page 42, line 9, through page 43, line 6.

The rule provides for the reading of the bill by title, rather than by paragraph or numbered section, for amendment, and each title is considered as read. The rule authorizes the Chairman of the Committee of the Whole to accord priority in recognition to Members who have pre-printed their amendment in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit with or without instructions. Testimony was hear from Representatives Lighfoot, Dornan, Cox, McIntosh, Hoyer, and Schroeder.

Tuesday, July 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 19217–19299

Measures Introduced: Four bills were introduced, as follows: S. 1046–1049.

Page 19285

Measures Reported: Reports were made as follows:

H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–114)

Special Report entitled "Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1996". (S. Rept. No. 104–115)

Page 19285

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Pages 19229, 19273

Rejected:

By 48 yeas to 52 nays (Vote No. 310), Levin (for Glenn/Chafee) Amendment No. 1581 (to Amendment No. 1487), in the nature of a substitute.

Page 19231

Pending:

(1) Dole Amendment No. 1487, in the nature of a substitute.

Page 19229

(2) Ashcroft Amendment No. 1786 (to Amendment No. 1487), to provide for the designation of distressed areas within qualifying cities as Regulatory Relief Zones and for the selective waiver of Federal regulations within such zones.

Page 19229

(3) Hutchison/Ashcroft Amendment No. 1789 (to Amendment No. 1786), in the nature of a substitute.
Page 19230

During consideration of this measure today, Senate also took the following action:

By 53 yeas to 47 nays (Vote No. 311), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Amendment No. 1487, listed above.
Page 19262

A unanimous-consent agreement was reached providing for further consideration of the bill, and the pending cloture motion, upon the disposition of S. 21, Bosnia/Herzegovina Self-Defense Act, listed below, or upon the call for regular order.
Page 19273

Bosnia/Herzegovina Self-Defense Act: Committee on Foreign Relations was discharged from further consideration of S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina, and the Senate began consideration thereof, taking action on amendments proposed thereto, as follows:
Page 19273

Pending:

Dole Amendment No. 1801, in the nature of a substitute.
Page 19273

Senate will continue consideration of the bill on Wednesday, July 19, 1995.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the national emergency with Serbia and Montenegro; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–67).
Page 19281

Messages From the President: Page 19283

Messages From the House: Page 19283

Communications: Page 19283

Petitions: Page 19284

Statements on Introduced Bills: Page 19285

Additional Cosponsors: Page 19287

Amendments Submitted: Page 19287

Notices of Hearings: Page 19293

Authority for Committees: Page 19293

Additional Statements: Page 19294

Record Votes: Two record votes were taken today. (Total–311)
Page 19262

Recess: Senate convened at 9 a.m., and recessed at 8:23 p.m., until 9 a.m., on Wednesday, July 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 10299).

Committee Meetings

1995 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee began markup of proposed legislation to strengthen and improve United States agricultural programs, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—LEGISLATIVE BRANCH

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996.

Also, committee completed its review of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for the Department of Defense, receiving testimony from numerous public witnesses.

Subcommittee recessed subject to call.

ALASKA OIL RESERVES

Committee on Energy and Natural Resources: Committee held oversight hearings to review estimated oil reserves on the North Slope of Alaska and drilling and operating technology in the Arctic, receiving testimony from Mark D. Myers, Alaska Department of Natural Resources, Juneau; William L. Fisher, University of Texas, Austin; and Scott I. Kerr, ARCO Alaska, Inc., Eric Luttrell, BP Exploration, Inc., and Randy Ruedrich, Doyon Drilling, Inc., all of Anchorage, Alaska.

Hearings were recessed subject to call.

FIRST AMENDMENT ACTIVITIES ON PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Oversight and Investigations concluded oversight hearings to review efforts of the National Park Service and the Forest Service to control and regulate activities occurring within national parks and forests under the guise of the First Amendment, after receiving testimony from Robert Stanton, Field Director, National Capital Area, and Denis P. Galvin, Associate Director, Planning and Development, both of the National Park Service, and John D. Leshy, Solicitor, all of the Department of the Interior; Kathleen Connelly, Deputy Chief, Forest Service, Department of Agriculture; Robert M. O'Neil, Thomas Jefferson Center for the Protection of Free Expression/University of Virginia, Charlottesville; and Robert Teir, American Alliance for Rights and Responsibilities, and

Arthur B. Spitzer, American Civil Liberties Union of the National Capital Area, both of Washington, D.C.

FUEL TAXES

Committee on Finance: Committee held hearings on proposals to provide for a transportation fuels tax exemption for fuels used in commercial aviation, to provide for a diesel fuel excise tax on rail transportation and recreational motorboats, and to discuss certain diesel fuel dyeing requirements, including related measures S. 304, and S. 1034, receiving testimony from Senator Santorum; Cynthia G. Beerbower, Deputy Assistant Secretary of the Treasury for Tax Policy; W. Gene Burden, Alaska Department of Environmental Conservation, Juneau; John J. Collins, American Trucking Associations, Inc., Carol Hallett, Air Transport Association of America, Edwin L. Harper, Association of American Railroads, and Susan Perry, American Bus Association, all of Washington, D.C.; Phillip R. Chisholm, Petroleum Marketers Association of America, Arlington, Virginia; and Michael Sciulla, Boat Owners Association of the United States, Alexandria, Virginia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of A. Wallace Tashima, of California, to be United States Circuit Judge for the Ninth Circuit, Catherine C. Blake and Andre M. Davis, each to be a United States District Judge for the District of Maryland, Joseph H. McKinley, Jr., to be United States District Judge for the Western District of Kentucky, B. Lynn Winmill, to be United States District Judge for the District of Idaho, and Evan J. Wallach, of Nevada, to be a Judge of the United States Court of International Trade, after the nominees testified and answered questions in their own behalf. Ms. Black and Mr. Davis were introduced by Senators Sarbanes and Mikulski, Mr. McKinley was introduced by Senators Ford and McConnell, Mr. Winmill was introduced by Senators Craig and Kempthorne, and Mr. Wallach was introduced by Senators Reid and Bryan.

GUNS IN SCHOOLS

Committee on the Judiciary: Subcommittee on Youth Violence held hearings on S. 890, to revise certain provisions of the Gun-Free School Zones Act of 1990 to enable the Federal Government to assist States in their efforts to ensure the safe environment of American schools, receiving testimony from Walter Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Virginia Secretary of Public Safety Jerry Kilgore, Richmond; Charles E. Shoffner, Union County School District, Tazwell, Tennessee; Robert M.A. Johnson, Anoka, Minnesota, on behalf of the National District Attorneys Association; Henry E. Hudson, Mays and Valentine, Alexandria, Virginia; Bob Wortham, Reaud, Morgan, and Quinn, Beaumont, Texas; Robert Nelson, Washington High School, Milwaukee, Wisconsin; Don Cahill, Fraternal Order of Police, Washington, D.C.; Barry Friedman, Vanderbilt University, Nashville, Tennessee; Larry Kramer, New York University School of Law, New York, New York; and David Strauss, University of Chicago Law School, Chicago, Illinois.

Hearings were recessed subject to call.

HEALTH INSURANCE REFORM ACT

Committee on Labor and Human Resources: Committee held hearings on S. 1028, to provide increased access to health care benefits, to provide increased portability of health care benefits, to provide increased security of health care benefits, and to increase the purchasing power of individuals and small employers, receiving testimony from Mark V. Nadel, Associate Director for National and Public Health Issues, Health, Education, and Human Services Division, General Accounting Office; Kevin Haugh, Institute for Health Policy Solutions, and Mary Nell Lehnhard, Blue Cross and Blue Shield Association, both of Washington, D.C.; Gary Kushner, National Small Business United, Kalamazoo, Michigan; David R. Astar, EMPHESYS-Employers Health Insurance, Green Bay, Wisconsin; Josephine W. Musser, Madison, Wisconsin, on behalf of the National Association of Insurance Commissioners; Susan M. Rogan, Herndon, Virginia; and Tom Hall, Oklahoma City, Oklahoma.

Hearings were recessed subject to call.

WHITEWATER MATTERS

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee held hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Webster Hubbell, former Associate Attorney General.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Eight public bills, H.R. 2049–2056; and two resolutions, H.J. Res. 102 and H. Res. 192 were introduced.

Page 19409

Reports Filed: Reports were filed as follows:

H.R. 714, to establish the Midewin National Tallgrass Prairie in the State of Illinois, amended (H. Rept. 104–191, Part 1);

H.R. 1943, to amend the Federal Water Pollution Control Act to deem certain municipal wastewater treatment facilities discharging into ocean waters as the equivalent of secondary treatment facilities (H. Rept. 104–192); and

H.R. 1858, to reduce paperwork and additional regulatory burdens for depository institutions, amended (H. Rept. 104–193).

Page 19409

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shaw to act as Speaker pro tempore for today.

Page 19300

Recess: House recessed at 9:49 a.m. and reconvened at 10 a.m.

Page 19306

Committees to Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Agriculture, Commerce, Government Reform and Oversight, House Oversight, International Relations, Judiciary, Resources, and Small Business.

Page 19327

Presidential Message—National Security: Read a message from the President wherein he reports the Administration's actions and expenses directly related to the exercise of powers and authorities conferred by the declaration of a national emergency and expanded sanctions against the Federal Republic of Yugoslavia (Serbia and Montenegro)—referred to the Committee on International Relations and ordered printed (H. Doc. 104–101).

Page 19328

Interior Appropriations: By a yea-and-nay vote of 244 yeas to 181 nays, Roll No. 523, the House passed H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

Page 19330

Rejected the Yates motion to recommit the bill to the Committee on Appropriations.

Page 19364

Agreed To:

The Gutknecht amendment that prohibits the use of funds for the Mississippi River Corridor Heritage Commission;

Page 19335

The Parker amendment that bars the use of funds for the Energy Department to plan, propose, issue, or prescribe any new or amended energy efficiency standard under the Codes and Standards Program and makes a reduction of $12.8 million to DOE's energy conservation account (agreed to by a recorded vote of 261 ayes to 165 noes, with 1 voting "present," Roll No. 519);

Page 19337

The Olver amendment that prohibits the use of funds for the Energy Department to plan, propose, issue, or prescribe any new or amended energy efficiency standard through the Codes and Standards Program if the Attorney General determines that the standard is likely to cause significant anti-competitive effects;

Pages 19333, 19342

The Zimmer amendment that prohibits the use of funds from being used to demolish the bridge between Jersey City, New Jersey, and Ellis Island or to prevent pedestrian use of such bridge so long as it meets generally accepted safety standards for foot traffic (agreed to by a recorded vote of 230 ayes to 196 noes, Roll No. 520);

Page 19343

The Klug amendment that prohibits the use of funds to be obligated or expended to accept or process applications for a patent for any mining or mill site claim or issuance of a patent for any such claim (agreed by a recorded vote of 271 ayes to 153 noes, Roll No. 521); and

Page 19347

The Cremeans amendment that prohibits funds from being used to acquire land in Ohio's Lawrence, Monroe, or Washington counties for the Wayne National Forest.

Page 19352

Rejected:

The Schaefer amendment that sought to strike language allowing DOE to sell up to seven million barrels of oil from the Strategic Petroleum Reserve and deposit the receipts in a fund for decommissioning the Weeks Island site and reduces the SPR appropriation by $100 million (rejected by a recorded vote of 157 ayes to 267 noes, Roll No. 517). This amendment was debated on July 17;

Page 19331

The Chabot amendment that sought to strike all funding for the National Endowment for the Humanities (rejected by a recorded vote of 148 ayes to 277 noes, Roll No. 518). This amendment was debated on July 17; and

Page 19332

The Kennedy amendment that sought to prohibit the use of funds by the Forest Service for construction of roads or the preparation of timber sales in roadless areas comprising 3,000 acres or more (rejected by a recorded vote of 166 ayes to 255 noes, Roll No. 522). Earlier, a point of order was overruled by the Chair.

Page 19354

A point of order was sustained against the Owens amendment that sought to require companies that extract minerals from Federal lands to pay an 8% royalty on the value of the minerals produced. Subsequently, rejected an appeal of the ruling of the Chair that sustained the point of order by voice vote.

Page 19334

Agriculture Appropriations: House agreed to H. Res. 188, providing for consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996. Agreed to order the previous question on the resolution by a yea-and-nay vote of 242 yeas and 145 nays, Roll No. 524, on which the vote was postponed from July 17.

Page 19365

Treasury—Post Office Appropriations: House completed all general debate and began consideration of amendment on H.R. 2020, making appropriations for Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Consideration of amendments will continue on Wednesday, July 19.

Pages 19310, 19366

Pending when the committee rose was the Hoyer amendment that seeks to strike the prohibition on the use of funds to pay for abortions under the Federal Employees Health Benefits program.

Page 19375

Agreed to the Kelly amendment that reduces by $3.6 million funding for the Internal Revenue Service information systems and increases by $2.6 million funding for salaries and expenses for the United States Customs Service.

Page 19368

H. Res. 190, the rule under which the bill is being considered, was agreed to earlier by voice vote. Agreed to order the previous question on the resolution by a yea-and-nay vote of 232 yeas to 192 nays, Roll No. 516.

Page 19310

House Financial Audit: By a yea-and-nay vote of 414 yeas, the House agreed to H. Res. 192, providing for additional auditing by the House Inspector General.

Pages 19379, 19383

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 19410.

Quorum Calls—Votes: Four yea-and-nay votes, and six recorded votes developed during the proceedings of the House today and appear on pages 19319, 19331, 19332, 19341, 19346, 19351, 19360, 19364, 19365, 19382. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 10:52 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported amended the following bills: H.R. 714, Illinois Land Conservation Act of 1995; H.R. 701, to authorize the Secretary of Agriculture to convey lands to the city of Rolla, MO; and H.R. 1874, to modify the boundaries of the Talladega National Forest, AL.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Ordered reported the VA, HUD and Independent Agencies appropriations for fiscal year 1996.

SUPERFUND REAUTHORIZATION

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on the reauthorization of the Superfund program, with emphasis on Financing and Liability Issues. Testimony was heard from Lois J. Schiffer, Acting Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; and Steven A. Herman, Associate Administrator, Enforcement, EPA.

Hearings continue July 20.

MEDICARE PROGRAM FUTURE

Committee on Commerce: Subcommittee on Health and Environment continued hearings on the Future of the Medicare program. Testimony was heard from Judy Feder, Deputy Assistant Secretary, Planning and Evaluation, Department of Health and Human Services; and public witnesses.

Hearings continue July 25.

INTELLIGENCE AUTHORIZATION ACT; REGULATORY SUNSET AND REVIEW ACT

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 1655, Intelligence Authorization Act for fiscal year 1996; and H.R. 994, amended, Regulatory Sunset and Review Act of 1995.

HOUSE AUDIT

Committee on House Oversight: Committee released a report entitled "The House Audit."

The Committee also held a hearing on the results of the financial and operational audit. Testimony was heard from the following officials of the Office of Inspector General, House of Representatives: John Lainhart, Inspector General; and Craig W. Silverthorne, Director, Contract Audit Services; and Tom Craren, Engagement Partner, Price Waterhouse.

FUTURE OF ASIA-PACIFIC ECONOMIC COOPERATION

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Economic Policy and Trade held a joint hearing on the Future of Asia-Pacific Economic Cooperation (APEC). Testimony was heard from Charlene Barshefky, Deputy U.S. Trade Representative; Sandra J. Kristoff, U.S. Coordinator for APEC Affairs, Department of State; and public witnesses.

BEIJING CONFERENCE ON WOMEN

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on the Beijing Conference on Women. Testimony was heard from public witnesses.

PARTIAL-BIRTH BAN ACT

Committee on the Judiciary: Ordered reported amended H.R. 1833, Partial-Birth Ban Act of 1995.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims continued markup of H.R. 1915, Immigration in the National Interest Act of 1995.

Will continue tomorrow.

FEDERAL OIL AND GAS ROYALTY SIMPLIFICATION AND FAIRNESS ACT

Committee on Resources: Subcommittee on Energy and Mineral Resources held a hearing on H.R. 1975, Federal Oil and Gas Royalty Simplification and Fairness Act of 1995. Testimony was heard from Cynthia Quaterman, Director, Minerals Management Service, Department of the Interior; and public witnesses.

NATIONAL INSTITUTE FOR THE ENVIRONMENT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held an oversight hearing on establishment of a National Institute for the Environment. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action amended the following bills: H.R. 238, Ozark Wild Horses Protection Act; and H.R. 1745, Utah Public Lands Management Act of 1995.

OVERSIGHT

Committee on Small Business: Held an oversight hearing on the Administration's Regulatory Reduction Efforts Regarding Small Businesses. Testimony was heard from Representative DeLay; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Jere Glover, Chief Counsel for Advocacy, SBA; the following officials of the GAO: L. Nye Stevens, Director, Federal Management and Work Force Issues; and Curtis Copeland, Assistant Director; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

IRS'S TAXPAYER COMPLIANCE MEASUREMENT PROGRAM

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the IRS's Taxpayer Compliance Measurement Program. Testimony was heard from Phil Brand, Chief Compliance Officer, Internal Revenue Service, Department of the Treasury; Jennie S. Stathis, Director, Tax Policy and Administration, GAO; and public witnesses.

ORGANIZATION FOR ECONOMIC COOPERATION AND DEVELOPMENT AGREEMENT ON SHIPBUILDING

Committee on Ways and Means: Subcommittee on Trade held a hearing on the Organization for Economic Cooperation and Development Agreement on Shipbuilding. Testimony was heard from Senator Breaux; Representatives Gibbons, Bateman, Callahan and Longley; Jeffrey M. Lang, Deputy U.S. Trade Representative; and public witnesses.

DENIAL AND DECEPTION

Permanent Select Committee on Intelligence: Met in executive session to hold a briefing on Denial and Deception. The Committee was briefed by departmental witnesses.

◆ ◆ ◆

Wednesday, July 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 19421–19492

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1050 and 1051, and S. Res. 154.

Page 19484

Measures Reported: Reports were made as follows:

H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–116)

Page 19484

Bosnia/Herzegovina Self-Defense Act: Senate continued consideration of S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina, taking action on amendments proposed thereto, as follows:

Page 19432

Pending:

Dole Amendment No. 1801, in the nature of a substitute.

Nominations Received: Senate received the following nominations:

Thomas R. Bloom, of Virginia, to be Inspector General, Department of Education.

Jill L. Long, of Indiana, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Sidney R. Thomas, of Montana, to be United States Circuit Judge for the Ninth Circuit.

Page 19492

Messages From the House:	**Page 19480**
Measures Referred:	**Page 19480**
Communications:	**Page 19480**
Petitions:	**Page 19481**
Statements on Introduced Bills:	**Page 19484**
Additional Cosponsors:	**Page 19486**
Notices of Hearings:	**Page 19487**
Authority for Committees:	**Page 19487**
Additional Statements:	**Page 19488**

Recess: Senate convened at 9 a.m., and recessed at 9:01 p.m., until 9 a.m., on Thursday, July 20, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 19492.)

Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996.

LIVESTOCK GRAZING ACT

Committee on Energy and Natural Resources: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 852, to modify the requirements applicable to the management of livestock grazing on public lands and to establish a grazing fee formula that will bring a fair return to the Federal Government.

WETLANDS REGULATORY REFORM

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety held oversight hearings on the implementation of Section 404 (to provide regulatory protection for wetlands) of S. 851, to reform the Section 404 wetlands permitting program under the Clean Water Act to focus Federal regulatory authority on functioning wetlands and to ensure that citizens can obtain permits within a reasonable period of time, receiving testimony from Senators Murkowski, Johnston, and Pressler; Representative Gilchrest; John Zirschky, Acting Assistant Secretary of the Army for Civil Works; Robert Perciasepe, Assistant Administrator for Water, Environmental Protection Agency; Margaret Ann Reigle, Fairness to Land Owners Committee, Cambridge, Maryland; Carl Loop, Florida Farm Bureau Federation, Gainesville, on behalf of the American Farm Bureau Federation and the National Cattlemen's Association; Glen Spain, Pacific Coast Federation of Fishermen's Associations, Eugene, Oregon; Derb S. Carter, Jr., Southern Environmental Law Center, Chapel Hill, North Carolina; Donald F. McKenzie, Wildlife Management Institute, Washington, D.C.; Dallas Harris and Charlie Hollis, both of Wrightsville Beach, North Carolina; Flora Heckert, Virginia Beach, Virginia; Nan Robbins, Paris, Tennessee; Charles Jowaiszas, Waretown, New Jersey; John Pai White, San Juan, Puerto Rico; Jack McHugh, Ocean County, New Jersey; Joe L. Carter, Myrtle Beach, South Carolina; Bernard N. Goode, Burke, Virginia; and William Spencer, Clinton, North Carolina.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Committee held hearings to examine Medicare payment policies, focusing on how doctors, hospitals and other providers are paid under Medicare, receiving testimony from Stuart H. Altman, Waltham, Massachusetts, on behalf of the Prospective Payment Assessment Commission; and Gail R. Wilensky, Physician Payment Review Commission, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Frances D. Cook, of Florida, to be Ambassador to the Sultanate of Oman, Richard Henry Jones, of Nebraska, to be Ambassador to the Republic of Lebanon, and Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Islamic Republic of Pakistan, after the nominees testified and answered questions in their own behalf.

CRIMINAL DEBT COLLECTION

Committee on Governmental Affairs: Committee held hearings to assess the quality of Federal criminal debt collection procedures, focusing on the Administrative Office of the United States Courts' efforts to centralize criminal debt accounting and reporting within the National Fine Center, receiving testimony from Linda D. Koontz, Associate Director, Information Resources Management, General Government Issues, Accounting and Information Management Division, General Accounting Office; Richard A. Ames, Assistant Director for Finance and Budget and Chief Financial Officer, Administrative Office of the United States Courts; Gerald M. Stern, Special Counsel for Financial Institution Fraud, Office of the Deputy Attorney General, Department of Justice; M. Kenneth Bien, Andersen Consulting, Sacramento, California; Michael Insco, Margate Systems, Inc., St. Joseph, Missouri; and David Beatty, National Victim Center, Arlington, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 856, to improve and to authorize funds for programs of the National Foundation on the

Arts and the Humanities Act of 1965, the Museum Services Act, and the Arts and Artifacts Indemnity Act.

Also, committee began markup of S. 673, to establish a youth development grant program, but did not complete action thereon, and will meet again tomorrow.

WHITEWATER MATTERS

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee continued hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving further testimony from Webster Hubbell, former Associate Attorney General.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 2057–2074, 2076; 1 private bill, H.R. 2075; and 2 resolutions, H. Res. 195–196 were introduced.

Page 19570

Reports Filed: Reports were filed as follows:

H. Res. 193, providing for consideration of a bill establishing United States policy toward China and a joint resolution relating to most-favored-nation treatment for the People's Republic of China (H. Rept. 104–194);

H. Res. 194, providing for the consideration of H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–195);

H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 104–138, Part 2); and

H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–196).

Pages 19553, 19564, 19570

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Judiciary, Science, Small Business, Transportation and Infrastructure, and Veterans' Affairs.

Page 19497

Treasury Appropriations: By a yea-and-nay vote of 216 yeas to 211 nays, Roll No. 534, the House passed H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996.

Page 19498

Rejected the Hoyer motion to recommit the bill to the Committee on Appropriations.

Page 19552

Agreed To:

The Duncan amendment that strikes the $65.76 million appropriation for GSA new construct for the Food and Drug Administration Phase II project in Maryland (agreed to by a recorded vote of 278 ayes to 146 noes, Roll No. 528);

Page 19512

The Packard amendment that prohibits use of funds for employee training when it is made known that the training does not meet identified needs for knowledge bearing directly upon the performance of official duties; contains elements likely to induce high levels of emotion response or psychological stress in some participants; does not require prior employee notification of content and methods to be used; contains any methods or content associated with religious or quasi-religious belief systems or "new age" belief systems; is offensive to, or designed to change, participants' personal values or lifestyle outside the workplace; or includes content related to HIV/AIDS other than that necessary to make employees more aware of the medical ramifications and the workplace rights of HIV-positive employees (agreed to by a recorded vote of 283 ayes to 138 noes, Roll No. 530); and

Page 19519

The Sanders amendment that sought to prohibit use of funds for the salaries or expenses of an employee in connection with the obligation or expenditure of funds in the exchange stabilization fund when it is made known to the official that such funds are for the purpose of bolstering any foreign currency (agreed to by a recorded vote of 245 ayes to 183 noes, Roll No. 531).

Page 19527

Rejected:

The Hoyer amendment that sought to strike language prohibiting the use of funds to pay for abortions under the Federal Employees Health Benefits program (rejected by a recorded vote of 188 ayes to 235 noes, Roll No. 526);

Page 19498

The Gilchrest amendment to the agreed-to Duncan amendment that sought to provide that the funds would be available for the FDA construction project if a prospectus was approved pursuant to the Public Buildings Act for the project (rejected by a recorded vote of 185 ayes to 240 noes, Roll No. 527);

Page 19513

The Hobson substitute that sought to prohibit the use of funds for any employee training when it was made known that the training would not upgrade employee productivity and effectiveness; would not meet identified needs for knowledge bearing upon performance of official duties; would be inappropriate to the workplace; would be designed to change participants' personal values or lifestyle outside the workplace; would not require prior employee notification of content and methods to be used in the training; or would not provide an acceptable alternative for employees articulating a religious or moral objection to participating in HIV/AIDS training program (rejected by a recorded vote of 201 ayes to 223 noes, Roll No. 529);

Page 19519

The Obey motion that the Committee rise and report the bill back to the House with the recommendation that the enacting clause be stricken;

Page 19542

The Chenoweth amendment that sought to prohibit use of funds to provide bonuses or any other merit-based salary increase for any employee of the Bureau of Alcohol, Tobacco and Firearms (rejected by a recorded vote of 111 ayes to 317 noes, Roll No. 532); and

Page 19539

The Ward amendment, as amended by the Archer perfecting amendment (agreed to by a recorded vote of 231 ayes to 193 noes, Roll No. 533), that sought to prohibit use of funds to issue any tax compliance certificate of any individual departing the United States unless a system is in place that provides tax rules on expatriation pursuant to the provisions of H.R. 1812 as reported by the Committee on Ways and Means.

Page 19545

The following were offered but subsequently withdrawn:

The Dingell motion that the Committee rise and report the bill back to the House with the recommendation that the enacting clause be stricken; and

Page 19524

The Sanders amendment that sought to prohibit use of funds to pay the salaries or expenses of any employee in connection with the obligation or expenditure of funds in the exchange stabilization fund.

Page 19538

Agriculture Appropriations: House completed all general debate and began reading for amendment on H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Thursday, July 20.

Page 19553

Agreed to the Skeen amendment made in order by the rule that strikes the restrictions on enrollments of land in the Conservation Reserve Program and Wetlands Reserve Program, the $800 million cap on Export Enhancement Program expenditures, and language barring livestock feed assistance disaster payments in cases where crop insurance was available to the producer; reduces the appropriation for Consolidated Farm Service Agency salaries and expenses by $17.5 million; eliminates the Great Plains Conservation Program; reduces the appropriation for low-income rural housing direct loan by $400 million and increases the guaranteed loan program by $200 million; eliminates the Rural Development Loan Fund Program Account; and reduces the overall amount appropriated for solid waste management grants and for rural water and waste disposal grants and loans by $127 million (agreed to by a recorded vote of 240 ayes to 173 noes, Roll No. 535).

Page 19554

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996.

Page 19564

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 19571.

Quorum Calls—Votes: One yea-and-nay vote and nine recorded votes developed during the proceedings of the House today and appear on pages 19509, 19517, 19518, 19526, 19527, 19539, 19545, 19550, 19552, 19563. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:45 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Ordered reported the Commerce, Justice, State and Judiciary appropriations for fiscal year 1996.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Finances. Testimony was heard from the following officials of the District of Columbia Financial Responsibility and Management Assistance Authority: Arthur F. Brimmer, Chairman, and John W. Hill, Jr., Executive Director.

STATE OF THE ECONOMY, INTEREST RATES AND PRICE STABILITY

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the state of the economy, interest rates and price stability (Humphrey-Hawkins). Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

FEDERAL POWER ASSET PRIVATIZATION ACT; ALASKA POWER ADMINISTRATION SALE ACT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the following bills: H.R. 1801, Federal Power Asset Privatization Act of 1995; and H.R. 1122, Alaska Power Administration Sale Act. Testimony was heard from Representative Foley; the following officials of the Department of Energy: Elizabeth Moler, Chair, Federal Energy Regulatory Commission; and Robert Nordhaus, General Counsel; and a public witness.

OVERSIGHT

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations continued joint oversight hearings on Waste, Fraud and Abuse in the Medicare Program. Testimony was heard from the following officials of the Department of Health and Human Services: June Gibbs Brown, Inspector General; Michael Mangano, Principal Deputy Inspector General; and Judy Berek, Senior Advisor to the Administrator for Program Integrity, Health Care Financing Administration; the following officials of the GAO: Sarah F. Jagger, Director, Health, Financing and Policy Issues, Health, Education and Human Services Division; Richard C. Steiner, Director, Office of Special Investigations; and Barney Gomez, Principal Investigator; and a public witness.

MILITARY CONNECTED CHILDREN AND IMPACT AID

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on Military Connected Children and Impact Aid. Testimony was heard from Representatives Christensen, Bateman and Edwards; and public witnesses.

OVERSIGHT—WACO

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice, and Subcommittee on Crime of the Committee on the Judiciary held a joint oversight hearing on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from Ray Jahn and Bill Johnston, both Assistant U.S. Attorneys, Department of Justice; the following officials of the Department of the Treasury: Davy Aguilera, Special Agent and Ed Owen, Firearms Expert, both with the Bureau of Alcohol, Tobacco and Firearms; H. Geoffrey Moulton, Jr., Project Director, Review Team; Dick Reavis, author of *Ashes of Waco*; and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported amended the following measures: H. Con. Res. 42, supporting a resolution to the long-standing dispute regarding Cyprus; and H. Res. 158, congratulating the people of Mongolia on the fifth anniversary of the first democratic multiparty elections held in Mongolia on July 29, 1990.

The Committee also held a hearing on United States Policy Toward Cyprus. Testimony was heard from the following officials of the Department of State: James Williams, Special Coordinator for Cyprus; and Richard Boucher, Ambassador to Cyprus; and public witnesses.

COERCIVE POPULATION CONTROL IN CHINA

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Coercive Population Control in China. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 1270, Madrid Protocol Implementation Act; and H.R. 1295, Federal Trademark Dilution Act of 1995. Testimony was heard from Philip G. Hampton, II, Assistant Commissioner, Trademarks Patent and Trademark Office, Department of Commerce; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims continued markup of H.R. 1915, Immigration in the National Interest Act of 1995.

DISAPPROVING MFN TREATMENT TO CHINA; CHINA POLICY

Committee on Rules: Granted, by a voice vote, a rule providing for consideration in the House of H.R. 2058, China Policy Act of 1995. The rule provides 90 minutes of general debate. The rule provides for one motion to recommit, which, if containing instructions, may only be offered by the Minority leader or his designee.

After disposition of H.R. 2058, the rule provides that it shall be in order to consider in the House H.J. Res. 96, disapproving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China. The joint resolution shall be debatable for 1 hour. Pursuant to sections 152 and 153 of the Trade Act of 1974, the previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except one motion to table, if offered by Representative Wolf or his designee. The provisions of sections 152 and 153 of the Trade Act of 1974 shall not apply to any other joint resolution disapproving the extension of most-favored-nation treatment to the People's Republic of China for the remainder of the first session of the 104th Congress. Testimony was heard from Chairman Archer and Representatives Bereuter, Wolf, Gibbons and Pelosi.

TRANSPORTATION APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996. The rule waives clause 3 of rule XIII (requiring a committee bill report to contain the text of the statute being repealed within that committee bill) and section 401(a) of the Congressional Budget Act (prohibiting consideration of legislation, as reported, providing new contract authority that is not limited to amounts provided in appropriations acts).

The rule provides for the reading of the bill by title, rather than by paragraph or numbered section, for amendment, and each title is considered as read. The rule waives clause 6 (prohibiting reappropriations) of rule XXI against provisions in the bill and clause 2 of rule XXI (prohibiting unauthorized and legislative provisions) against provisions in the bill except as otherwise specified in the rule.

The rule provides for the consideration of an amendment by Representative Solomon of New York or Representative Clinger of Pennsylvania, printed in part 2 of the report of the Committee on Rules accompanying the rule. The amendment shall be considered as read, is not subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. All points of order are waived against the amendment.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the *Congressional Record.* Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Wolf, Shuster, Petri, Smith of Michigan, Fox of Pennsylvania, Ney, Coleman, Foglietta, Spratt, Mineta, Rahall, Nadler, Orton, Harman and Minge.

BUDGET PROCESS

Committee on Rules: Subcommittee on Legislative and Budget Process and the Subcommittee on Rules and Organization of the House continued joint hearings on the Congressional Budget Process. Testimony was heard from Representatives Cox of California, Largent, Horn, Barton of Texas, Visclosky, Orton, Stenholm and Wise.

NASA AUTHORIZATION

Committee on Science: Subcommittee on Space and Aeronautics approved for full Committee action amended H.R. 2043, National Aeronautics and Space Administration Authorization, Fiscal Year 1996.

SBA'S LOW-DOCUMENTATION LOAN PROGRAM

Committee on Small Business: Subcommittee on Government Programs concluded hearings on SBA's Low-Documentation (LowDoc) Loan Program. Testimony was heard from John Koskinen, Deputy Director, OMB.

ELIGIBILITY REFORM INITIATIVES

Committee on Veterans' Affairs: Held a hearing on eligibility reform initiatives. Testimony was heard from Kenneth W. Kizer, M.D., Under Secretary, Health, Department of Veterans Affairs; David P. Baine, Director, Federal Health Care Delivery, Health, Education and Human Services Division, GAO; representatives of veterans organizations; and public witnesses.

SAVING MEDICARE AND BUDGET RECONCILIATION ISSUES

Committee on Ways and Means: Subcommittee on Health held a hearing on Saving Medicare and Budget Reconciliations Issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ETHICS COMMITTEE MEMORANDUM ON CLASSIFIED INFORMATION

Permanent Select Committee on Intelligence: Met in executive session to consider Ethics Committee memorandum on Classified Information.

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Thursday, July 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 19588–19707

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1052 and 1053, and S. Res. 155.

Page 19688

Measures Reported: Reports were made as follows:

S. 919, to modify and reauthorize the Child Abuse Prevention and Treatment Act, with an amendment in the nature of a substitute. (S. Rept. No. 104–117)

S. Res. 103, to proclaim the week of October 15 through October 21, 1995, as National Character Counts Week.

Page 19688

Measures Passed:

Legislative Branch Appropriations, 1996: Senate passed H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Pages 19599, 19633, 19661

Adopted:

(1) By 60 yeas to 39 nays (Vote No. 312) Byrd Amendment No. 1802, to express the sense of the Senate

that the Senate should consider a resolution requiring each accredited member of the Senate Press Gallery to file an annual public report with the Secretary of the Senate disclosing the member's primary employer and any additional sources and amounts of earned outside income.

Page 19610

(2) Brown Amendment No. 1805, to prohibit the hiring of new elevator operators to operate automatic elevators.

Page 19623

(3) Feingold Amendment No. 1803, to express the sense of the Senate that the 104th Congress should consider comprehensive campaign finance reform legislation. (By 41 yeas to 57 nays (Vote No. 313), Senate earlier rejected a motion to table the amendment.)

Pages 19618, 19633, 19640, 19681

(4) By 91 yeas to 8 nays (Vote No. 314), Dole Amendment No. 1807 (to Amendment No. 1803), of a perfecting nature.

Pages 19634, 19641

(5) Specter Amendment No. 1806, expressing the sense of the Senate regarding war crimes in the Balkans.

Pages 19625, 19681

(6) By 84 yeas to 13 nays (Vote No. 318), Murray Modified Amendment No. 1826, to provide that none of the funds in this Act may be used to award Federal contracts to unqualified persons, in reverse discrimination, or in quotas, or is inconsistent with the decision of the Supreme Court of the United States in *Adarand Constructors, Inc.,* v. *Pena* on June 12, 1995.

Page 19663

(7) Mack (for Dole) Amendment No. 1828, to retain the Capitol Guide Service and Special Services Office.

Page 19681

(8) Mack (for Simon) Amendment No. 1829, to repeal the prohibitions against political recommendations relating to Federal employment.

Page 19681

(9) Mack (for Lieberman) Amendment No. 1830, to amend the Congressional Accountability Act relating to the submission of a study by the Administrative Conference of the United States.

Page 19682

(10) Mack (for Bingaman) Amendment No. 1831, relating to the reduction in facilities energy costs.

Page 19682

(11) Mack Amendment No. 1832, to strike language relative to law enforcement on Library of Congress property at Ft. Meade, Maryland.

Page 19682

Rejected:

(1) Hollings Amendment No. 1808, to restore funding for the Office of Technology Assessment. (By 54 yeas to 45 nays (Vote No. 316), Senate rejected a motion to table the amendment.)

Pages 19635, 19661

(2) By 36 yeas to 61 nays (Vote No. 317). Gramm Amendment No. 1825, to ensure equal opportunity and merit selection in the award of Federal contracts.

Page 19663

Withdrawn:

(1) Mack (for McConnell) Amendment No. 1804 (to Amendment No. 1803), in the nature of a substitute.

Pages 19618, 19635

(2) Exon (for Murray) Amendment 1827 (to Amendment No. 1825), of a perfecting nature.

Pages 19664, 19679

U.S. Insular Areas Authorizations: Senate passed S. 638, to authorize appropriations for United States insular areas, after agreeing to an amendment in the nature of a substitute.

Page 19703

D.C. Transportation Projects: Senate passed S. 1023, to authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996.

Page 19705

Bosnia/Herzegovina Self-Defense Act: Senate continued consideration of S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina, taking action on amendments proposed thereto, as follows:

Page 19647

Pending:

Dole Amendment No. 1801, in the nature of a substitute.

Page 19647

Comprehensive Regulatory Reform Act: Senate continued consideration of S. 343, to reform the regulatory process, taking action on amendments proposed thereto, as follows:

Page 19647

Pending:

(1) Dole Amendment No. 1487, in the nature of a substitute.

Page 19647

(2) Ashcroft Amendment No. 1786 (to Amendment No. 1487), to provide for the designation of distressed areas within qualifying cities as Regulatory Relief Zones and for the selective waiver of Federal regulations within such zones.

Page 19647

(3) Hutchison/Ashcroft Amendment No. 1789 (to Amendment No. 1786), in the nature of a substitute.

Page 19647

During consideration of this measure today, Senate also took the following action:

By 58 yeas to 40 nays (Vote No. 315), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Amendment No. 1487, listed above.

Page 19661

Emergency Supplemental/Rescissions, 1995: Senate resumed consideration of H.R. 1944, making emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows:

Page 19681

Wellstone/Moseley-Braun Amendment No. 1833, to strike certain rescissions, and to provide an offset.

Page 19682

A unanimous-consent time agreement was reached providing for further consideration of the bill and the amendment pending thereto, on Friday, July 21, 1995.

Page 19681

Military Construction Appropriations, 1996—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, on Friday, July 21, 1995.

Page 19682

Nominations Received: Senate received the following nominations:

James A. Joseph, of Virginia, to be Ambassador to the Republic of South Africa.

1 Air Force nomination in the rank of general.

31 Army nominations in the rank of general.

Routine lists in the Army, Navy. **Page 19707**

Messages From the House: **Page 19688**

Measures Referred: **Page 19688**

Executive Reports of Committees: **Page 19688**

Statements on Introduced Bills: **Page 19688**

Additional Cosponsors: **Page 19689**

Amendments Submitted: **Page 19691**

Authority for Committees: **Page 19695**

Additional Statements: **Page 19696**

Record Votes: Seven record votes were taken today. (Total—318) **Page 19617, 19634, 19641, 19661, 19680**

Recess: Senate convened at 9 a.m., and recessed at 11:27 p.m., until 9 a.m., on Friday, July 21, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 19706.)

Committee Meetings

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1004, to authorize funds for the United States Coast Guard, with an amendment in the nature of a substitute;

S. 1048, to authorize funds for certain programs of the National Aeronautics and Space Administration, with an amendment in the nature of a substitute. (As approved by the Committee, the amendment authorizes $13.8 billion for fiscal year 1996.);

An original bill authorizing funds for Amtrak and for local rail revitalization programs;

S. 187, to provide for the safety of journeymen boxers;

S. 981, to preserve Congressional involvement with regard to Federal regulations on truck trailer length issues pursuant to the North American Free Trade Agreement;

S. 583, to issue a certificate of documentation and coastwise trade endorsement for the vessels *Resolution* and *Perseverance*;

S. 653, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Aura*;

S. 654, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Sunrise*;

S. 655, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Marantha*;

S. 656, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Quietly*;

S. 680, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Yes Dear*;

S. 739, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Sisu*;

S. 763, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Evening Star*;

S. 802, to issue a certificate of documentation and coastwise trade endorsement for the vessel *Royal Affaire*;

S. 808, to extend the deadline for the conversion of the vessel *M/V Twin Drill*;

S. 826, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Prime Time*;

S. 869, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Dragonessa*;

S. 889, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Wolf Gang II*;

S. 911, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade of the United States for the vessel *Sea Mistress*;

S. 975, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Jajo*;

S. 1016, to issue a certificate of documentation with the appropriate endorsement for employment in the coastwise trade for the vessel *Magic Carpet*;

S. 1017, to issue a certificate of documentation with the appropriate endorsement for employment in the coastwise trade for the vessel *Chrissy*;

S. 1040, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Onrust*;

S. 1041, to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Explorer*;

S. 1046, to issue certificates of documentation with appropriate endorsements for employment in the coastwise trade of the United States for fourteen former U.S. Army hovercrafts;

S. 1047, to issue certificates of documentation and coastwise trade endorsements for the vessels *Enchanted Isles* and *Enchanted Seas;* and

The nominations of Roberta L. Gross, of the District of Columbia, to be Inspector General, National Aeronautics and Space Administration, Vera Alexander, of Alaska, to be a Member of the Marine Mammal Commission, and Robert Clarke Brown, of New York, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority.

Also, committee began markup of S. 387, to encourage enhanced State and Federal efforts to reduce traffic deaths and injuries and improve traffic safety among high-risk drivers, but did not complete consideration thereon, and recessed subject to call.

AUTHORIZATION—ENDANGERED SPECIES ACT

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries and Wildlife resumed hearings on proposed legislation authorizing funds for programs of the Endangered Species Act, focusing on the recovery, delisting and downlisting provisions and the international effects of the Endangered Species Act, receiving testimony from Mollie Beattie, Director, United States Fish and Wildlife Service, Department of the Interior; Rolland A. Schmitten, Assistant Administrator for Fisheries, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; Allan L. Egbert, Florida Game and Freshwater Fish Commission, Tallahassee, on behalf of the International Association of Fish and Wildlife Agencies; J. Michael Scott, National Biological Service, Moscow, Idaho; Robert J. Taylor, California Forestry Association, and John A. Lambeth, Hodgson Company, on behalf of the Fairy Shrimp Study Group, both of Sacramento, California; David Langhorst, Idaho Wildlife Federation, Ketchum, on behalf of the National Wildlife Federation; Robert J. Wiese, American Zoo and Aquarium Association, Bethesda, Maryland; Jeff Cilek, Peregrine Fund, Boise, Idaho; John W. Grandy, Humane Society of the United States, and Ginette Hemley, World Wildlife Fund, both of Washington, D.C.; Gerhardus J. Hanekom, Ministry of Environment and Tourism, Republic of Namibia; and Stephen Kasere, South African National Parks Board, Republic of South Africa, on behalf of the CAMPFIRE Association of Zimbabwe.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Committee continued hearings to examine Medicare payment policies, focusing on Medicare services' rapid growth in spending, including home health care, skilled nursing, rehabilitation hospitals and clinical laboratories, receiving testimony from Kenneth W. Aitchison, Kessler Institute for Rehabilitation, Inc., West Orange, New Jersey, on behalf of the American Rehabilitation Association; Phillip I. Hoffman, Outreach Health Services, Austin, Texas, on behalf of the Home Health Services and Staffing Association; and David N. Sundwall, American Clinical Laboratory Association, and Paul Willging, American Health Care Association, both of Washington, D.C.

Hearings were recessed subject to call.

INTERNATIONAL POPULATION STABILIZATION

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on certain provisions of S. 1029, to establish and strengthen policies and programs for the early stabilization of world population through the global expansion of reproductive choice, receiving testimony from Representatives Beilenson and Morella; Dawn Liberi, Associate Assistant Administrator, Center for Population, Health and Nutrition, Agency for International Development; Jose Gomez de Leon Cruces, National Population Council, Republic of Mexico; Victoria Markell, Population Action International, and Sheldon Richman, Cato Institute, both of Washington, D.C.; and Mercedes Wilson, Family of the Americas, Dunkirk, Maryland.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of David W. Burke, of New York, Tom C. Korologos, of Virginia, Bette Bao Lord, of New York, Edward E. Kaufman, of Delaware, Alberto J. Mora, of Florida, Cheryl F. Halpern, of New Jersey, Marc B. Nathanson, of California, and Carl Spielvogel, of New York, each to be a Member of the Broadcasting Board of Governors, after the nominees testified and answered questions in their own behalf.

NIGERIA

Committee on Foreign Relations: Subcommittee on African Affairs held hearings to examine the current situation in Nigeria, receiving testimony from George E. Moose, Assistant Secretary of State for African Affairs; Jane Becker, Principal Deputy Assistant Secretary of State for International Narcotics and Law Enforcement Affairs; Peter Lewis, American University, and Randall Robinson, TransAfrica, both of Washington, D.C.; and Kenneth Roth, Human Rights Watch, New York, New York.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nomination of James L. Dennis, of Louisiana, to be United States Circuit Judge for the Fifth Circuit;

S.J. Res. 31, proposing an amendment to the Constitution of the United States to grant Congress and the States the power to prohibit the physical desecration of the flag of the United States; and

S. Res. 103, to proclaim the week of October 15 through October 21, 1995, as National Character Counts Week.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 673, to establish a youth development grant program, with amendments;

S. 1044, to amend title III of the Public Health Service Act to consolidate and reauthorize provisions relating to health centers, with amendments; and

The nominations of Mary S. Furlong, of California, to be a Member of the National Commission on Libraries and Information Science, Richard J. Stern, of Illinois, to be a Member of the National Council on the Arts, National Foundation on the Arts and the Humanities, and Lynne C. Waihee, of Hawaii, to be a Member of the National Institute for Literacy Advisory Board.

AUTHORIZATION—NATIONAL ORGAN TRANSPLANT ACT

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for programs of the National Organ Transplant Act, and to examine the Federal Government's role in the oversight and funding of solid organ and unrelated donor marrow transplantation, after receiving testimony from Representatives Bill Young and Tony Hall; Ciro V. Sumaya, Administrator, Health Resources and Services Administration, Public Health Service, Department of Health and Human Services; Margaret D. Allen, University of Washington Hospital, on behalf of the United Network for Organ Sharing, and Frederick R. Applebaum, Fred Hutchinson Cancer Research Center, both of Seattle, Washington; Charles F. Shield, III, Wichita Surgical Specialists, Wichita, Kansas, on behalf of the National Organ Procurement and Transplantation Network; Dean F. Kappel, Mid-America Transplant Association, St. Louis, Missouri, on behalf of the Association of Organ Procurement Organizations; John J. Fung, University of Pittsburgh Medical Center, Pittsburgh, Pennsylvania; Craig J. Irwin, National Transplant Action, Washington, D.C.; Craig W.S. Howe, National Marrow Donor Program, Minneapolis, Minnesota; Joan A. Keller, American Bone Marrow Donor Registry, Mandeville, Louisiana; and Samuel Gross, University of Florida, Winter Park, on behalf of the Leukemia Society of America, Inc.

WHITEWATER MATTERS

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee continued hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Sergeant Cheryl A. Braun, Detective John Rolla, and Major Robert Hines, all of the United States Park Police, National Park Service, Department of the Interior.

Hearings continue on Tuesday, July 25.

House of Representatives

Chamber Action

Bills Introduced: Thirteen public bills, H.R. 2077–2089; and two resolutions, H. Con. Res. 84–85 were introduced.

Page 19831

Report Filed: One report was filed as follows: Reported entitled "Report on the revised Subdivision of Budget Totals for fiscal year 1996" (H. Rept. 104–197).

Page 19831

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Emerson to act as Speaker pro tempore for today.

Page 19708

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, Judiciary, Resources, Small Business, Transportation and Infrastructure, and Select Intelligence.

Page 19711

United States Policy Toward China: By a yea-and-nay vote 416 yeas to 10 nays, with 1 voting "present," Roll No. 536, the House passed H.R. 2058, establishing United States policy toward China.

Page 19720

MFN Treatment to Products of the People's Republic of China: By a yea-and-nay vote of 321 yeas to 120 nays, Roll No. 537, the House laid on the table H.J. Res. 96, disapproving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China.

Page 19751

H. Res. 193, the rule under which H.R. 2058 and the joint resolution was considered, were agreed to earlier by voice vote.

Page 19712

Agriculture Appropriations: House continued consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Friday, July 21.

Pages 19757, 19819

When the Committee of the Whole rose, votes had been postponed on the following amendments until Friday, July 21:

The Hoke amendment that seeks to reduce use of funds for Agriculture, Trade, and Development program by $113 million;

Page 19819

The Sanford amendment that seeks to prohibit use of funds for the construction of a new office facility campus at the Beltsville Agricultural Research Center; and

Page 19825

The Olver amendment that seeks to limit use of funds for payment of salaries of personnel to provide assistance to livestock producers if crop insurance protection or noninsured crop disaster assistance for the loss of feed produced is available and increase by $60 million funds for Rural Development Performance Partnerships.

Page 19826

Agreed To:

The Walsh amendment that strikes language that would have prohibited use of funds to issue, implement, or administer new Federal meat inspection regulations proposed by the Agriculture Department (USDA) unless a committee was formed by the Department and submitted a report to Congress reviewing current rules and proposed changes (agreed to by a recorded vote of 427 ayes, Roll No. 538);

Pages 19760, 19778

The Camp amendment that increases by $445,000 funding for special agricultural research grants and offsets the increase by cutting the appropriation for competitive research grants by the same amount;

Page 19768

The Condit amendment, as amended by the Skeen substitute, that increases by $200,000 funding for the Office of the Chief Economist; reduce by $200,000 funding for competitive research grants; and reduce by $200,000 funding for necessary expenses of research and education activities;

Page 19768

The de la Garza amendment that reduces funding by $4 million for administrative expenses in the Rural Housing Insurance Fund program and restores funding for direct loans from the Rural Development Loan Fund for empowerment zones and enterprise communities by providing approximately $7 million in lending authority;

Page 19781

The Callahan amendment that increases by $50 million funding for gross obligations for loans to section 502 borrowers; increases by $10,495,000 the cost of direct and guaranteed loans including the cost of modifying loans and offsets that increase by reducing funds for the Rural Housing and Community Development Service;

Page 19782

The Watt of North Carolina amendment that provides for the Secretary of Agriculture to make section 502 loans for properties in the Pine View West Subdivision located in Gibsonville, North Carolina;

Page 19783

The Beureuter amendment that earmarks $1 million in funding for section 515 rental housing to fund loan guarantee programs for multifamily rental housing;

Page 19784

The Goodling perfecting amendment that (agreed to by a recorded vote of 230 ayes to 193 noes, Roll No. 542);

Pages 19788, 19795

The Hall of Ohio amendment that strikes language that places limits on the participation level in the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) (agreed to by a recorded vote of 278 ayes to 145 noes, Roll No. 543); and

Pages 19788, 19795

The McIntosh amendment that prohibits use of funds from being used to increase the Food and Drug Administration's administrative office staff over fiscal year 1995 levels.

Page 19823

Rejected:

The Allard amendment that sought to cut approximately $12 million from various USDA offices responsible for carrying out administrative, communications, education, policy, economics, and statistical functions (rejected by a recorded vote of 196 ayes to 232 noes, Roll No. 539);

Pages 19765, 19779

The Castle amendment that sought to reduce by $3 million funds for Consolidated Farm Services Agency salaries and expenses; reduce by $17 million funding for the Natural Resources Conservation Service; reduce by $20 million funding for the "Food for Peace" program and transfer this amount to the Rural Housing Insurance Fund account (rejected by a recorded vote of 96 ayes to 332 noes, Roll No. 540);

Pages 19769, 19780

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The Sanders amendment that sought to increase by $1 million funding for the Office of the Chief Economist; reduce by $3 million funding for the Foreign Agricultural Service; and increase by $1 million Food and Drug Administration salaries and expenses (rejected by a recorded vote of 70 ayes to 357 noes, Roll No. 541);

Pages 19772, 19780

The Durbin amendment that sought to prohibit use of funds to carry out any extension service program for tobacco or provide crop insurance for tobacco starting with the 1996 crop (rejected by a recorded vote of 200 ayes to 223 noes, Roll No. 544);

Pages 19796, 19810

The Bunning amendment that strikes funding for the Food and Drug Administration; and

Pages 19805, 19811

The Lowey amendment as amended by the Minge amendment, that sought to prohibit use of funds from being used to provide deficiency or land diversion payments to anyone with an annual adjusted gross income of $100,000 or more from non-farm sources (rejected by a recorded vote of 158 ayes to 249 noes, with 8 voting "present", Roll No. 545);

Page 19811

The following amendments were offered but subsequently withdrawn:

The Clayton amendment that sought to reduce funding for section 502 nonsubsidized guaranteed housing loans by $119,000 and offset the reduction by increasing funding for section 515 rental housing loans by $11 million;

Page 19783

The Owens amendment that sought to strike the $4.3 million appropriation for the Rural Telephone Bank Program and strike language preventing any funds from being used to retire more than 5 percent of the Class A stock of the Rural Telephone Bank.

Page 19785

The Obey amendment that sought to prohibit use of funds for salaries of personnel who carry out a market promotion program or provide assistance to organizations with gross annual sales of $20 million or more unless that organization is a cooperative; and

Page 19808

The Zimmer amendment that sought to prohibit use of funds for salaries of personnel who carry out a market promotion program and reduce by $110 million funds for "Commodity Credit Corporation Fund—Reimbursement for Net Realized Losses".

Pages 19809, 19819

It was made in order that during further consideration of H.R. 1976 on Friday, July 21, 1995, after disposition of any questions earlier postponed under the authority granted by the order of the House of July 19, 1995, no further amendment shall be in order except the following: (1) the amendment of Representative Zimmer, to be debatable for 60 minutes; (2) the amendment of Representative Obey, to be debatable for 10 minutes; (3) the amendment of Representative Kennedy of Massachusetts, to be debatable for 20 minutes; and (4) the amendment of Representative Deutsch, to be debatable for 20 minutes; and further that each amendment—(1) may be offered only in the order specified; (2) may be offered only by the specified proponent or a designee; (3) shall be considered as read; (4) shall be debatable for the time specified, equally divided and controlled by the proponent and an opponent; (5) shall not be subject to amendment (except as specified); and (6) shall not be subject to a demand for division of the question in the House or in the Committee of the Whole; and further that when proceedings resume after postponement on the amendment offered by Representative Hoke, that amendment shall again be debatable for 10 minutes equally divided and controlled by the proponent and an opponent.

Page 19819

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 19832.

Quorum Calls—Votes: Two yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 19750, 19756, 19778, 19779, 19780, 19795, 19810, 19818. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:40 a.m. on Friday, July 21.

Committee Meetings

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Began markup of the Labor, Health and Human Services, and Education appropriations for fiscal year 1996.

Will continue tomorrow.

SUBPOENAS—MADISON GUARANTY SAVINGS AND LOAN ASSOCIATION

Committee on Banking and Financial Services: Approved a motion authorizing the Chairman to apply for a writ of habeas corpus ad testificandum, and if necessary, to issue a subpoena to secure presence and testimony of former Associate Attorney General Webster Hubbell at the upcoming hearings on Madison Guaranty Savings and Loan Association.

CORRECTIVE ACTION CLEANUP PROGRAM

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials held a hearing on the Corrective Action Cleanup Program under the Resources Conservation and Recovery Act and its relationship to the Superfund Program, including the following bills: H.R. 2036, Land Disposal Program Flexibility Act; and H.R. 1696, to authorize the Administrator of the Environmental Protection Agency to exempt certain small land fills from the ground water monitoring requirements contained in landfill regulations promulgated by the Agency. Testimony was heard from Representative Cooley; Mike

Shapiro, Office Director, Office of Solid Waste, EPA; Katherine Sharp, Environmental Programs Administrator, Waste Management Division, Department of Environmental Quality, State of Oklahoma; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Ordered reported amended the following bills: H.R. 1594, Pension Protection Act of 1995; H.R. 1225, to amend the Fair Labor Standards Act of 1938 to exempt employees who perform certain court reporting duties from the compensatory time requirements applicable to certain public agencies; and H.R. 1114, to authorize minors who are under the child labor provision of the Fair Labor Standards Act of 1938 and who are under 18 years of age to load materials into balers and compactors.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on government Management, Information, and Technology held an oversight hearing on the Administration's progress on the Post-Federal Telecommunications System (Post-FTS2000) Acquisition program. Testimony was heard from the following officials of the GSA: Roger W. Johnson, Administrator; and Robert J. Woods, Associate Administrator for FTS2000.

FEDERALISM DEBATE: WHY DOESN'T WASHINGTON TRUST THE STATES?

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on The Federalism Debate: Why Doesn't Washington Trust the States? Testimony was heard from Richard Nathan, Commissioner, Advisory Commission on Intergovernmental Relations; Julie Belaga, former Regional Administrator, EPA; and public witnesses.

FUTURE OF PEOPLE'S REPUBLIC OF CHINA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on the Future of the People's Republic of China: Perspectives on the Post-Deng Xiaoping Era. Testimony was heard from Kent Wiedemann, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

AUTHORIZATION AND OVERSIGHT CIVIL RIGHTS DIVISION—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Subcommittee on the Constitution held a hearing regarding the authorization and oversight of the Civil Rights Division of the U.S. Department of Justice. Testimony was heard from Deval Patrick, Assistant Attorney General, Civil Rights Division, Department of Justice; and public witnesses.

OVERSIGHT—WACO

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on National Security, International Affairs, and Criminal Justice of the Committee on Government Reform and Oversight continued joint oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from Wade Ishimoto, Sandia National Laboratories; John Koonce, Drug Enforcement Administration, Department of Justice; the following officials of the Department of Defense: Ambassador H. Allen Holmes, Assistant Secretary, Special Operations in Low-Intensity Conflict; Maj. Gen. John M. Pickler, USA, Commander, Joint Task Force-6; Brig. Gen. Michael Huffman, USA, Assistant Judge Advocate, U. S. Army Special Forces Command; and Chris Crane, Special Forces Group; the following officials of the Department of the Treasury: Lewis Merletti, Deputy Director, Department Review Team; and William Buford, Bureau of Alcohol, Tobacco and Firearms.

Hearings continue tomorrow.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Subcommittee on Immigration and Claims approved for full Committee action the introduction of a clean bill in lieu of H.R. 1915, Immigration in the National Interest Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 1838, to provide for an exchange of lands with the Water Conservancy District of Washington County, UT; H.R. 1581, to require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the City of Sumpter, Oregon; H.R. 207, Cleveland National Forest Land Exchange Act of 1995; H.R. 1163, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchoque, Suffolk County, New York; H.R. 1585, Modoc National Forest Boundary Adjustment Act; H.R. 1784, to validate certain conveyances made by the Southern Pacific Transportation Company within the cities of Reno, NV, and Tulare, CA; and H.R. 1922, to provide for the exchange of certain lands in Gilpin County, CO. Testimony was heard from Representatives Cooley, Thomas, Skaggs, Calvert and McInnis; the following officials of the Department of the Interior; Denis Galvin, Associate Director, Planning Professional Services, National Park Service; Maitland Sharpe, Assistant Director, Resource Assessment and Planning, Bureau of Land Management; and Janice McDougle, Associate Deputy Chief, Forest Service, USDA.

CENTRAL VALLEY PROJECT REFORM ACT

Committee on Resources: Subcommittee on Water and Power Resources held a hearing on H.R. 1906, Central Valley Project Reform Act of 1995. Testimony was heard from

Senator Bradley; Representatives Herger, Thomas, Fazio and Riggs; Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

DEFICIT REDUCTION TRUST FUND

Committee on Rules: Ordered reported amended, by voice vote, H.R. 1162, to establish a deficit reduction trust fund and provide for the downward adjustment of discretionary spending limits in appropriation bills.

FEDERAL ACQUISITION STREAMLINING ACT IMPLEMENTATION

Committee on Small Business: Held a hearing regarding the implementation of PL 103–355, Federal Acquisition Streamlining Act of 1994. Testimony was heard from David E. Cooper, Associate Director, Acquisition Policy, Technology and Competitiveness, National Security and International Affairs Division, GAO; and Jere Glover, Chief Counsel for Advocacy, SBA.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

AVIATION RELATIONS BETWEEN UNITED STATES AND JAPAN

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Aviation Relations Between the United States and Japan. Testimony was heard from public witnesses.

GSA COURT CONSTRUCTION PROGRAM

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on GSA Court Construction Program. Testimony was heard from Representatives Lazio, Ortiz, Peterson of Florida and Clyburn; Robert Broomfield, U.S. District Judge, Phoenix, Arizona and Chairman, Committee on Security, Space, and Facilities, Judicial Conference of the United States; and Thurman Davis, Acting Deputy Administrator, GSA.

SAVING MEDICARE AND BUDGET RECONCILIATION ISSUES

Committee on Ways and Means: Subcommittee on Health continued hearings on Saving Medicare and Budget Reconciliation Issues. Testimony was heard from Representatives Cardin, McDermott, McCrery, Stenholm, Roberts, Gunderson, and Poshard; Bruce Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

Hearings continue July 25.

YUGOSLAVIA BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Yugoslavia. The Committee was briefed by departmental witnesses.

Friday, July 21, 1995

Senate

Chamber Action

Routine Proceedings, pages 19842–19908

Measures Introduced: Eleven bills were introduced, as follows: S. 1054–1064.

Page 19889

Measures Passed:

Missouri/Illinois Compact: Senate passed S.J. Res. 27, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois.

Page 19905

Emergency Supplemental/Rescissions, 1995: By 90 yeas to 7 nays (Vote No. 321), Senate passed H.R. 1944, making emergency supplemental appropriations for additional disaster assistance, for anti-terrorism initiatives, for assistance in the recovery from the tragedy that occurred at Oklahoma City, and making rescissions for fiscal year ending September 30, 1995, after taking action on amendments proposed thereto, as follows:

Page 19853

Rejected:

Wellstone/Moseley-Braun Amendment No. 1833, to strike certain rescissions, and to provide an offset. (By 57 yeas to 40 nays (Vote No. 319), upon division, Senate tabled Division I of the amendment.)

Page 19859

Wellstone/Moseley-Braun Amendment No. 1833, to strike certain rescission, and to provide an offset. (By 65 yeas to 32 nays (Vote No. 320), upon division, Senate tabled Division II of the amendment.)

Page 19859

Military Construction Appropriations, 1996: By 84 yeas to 10 nays (Vote No. 323), Senate passed H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Pages 19842, 19848, 19865

Rejected:

Bingaman Amendment No. 1834, to reduce funding for military construction and family housing by $300,000,000. (By 77 yeas to 18 nays (Vote No. 322), Senate tabled the amendment.)

Pages 19848, 19865

Withdrawn:

Simon/Moseley-Braun Amendment No. 1835, to ensure continued protection and enhancement of the open spaces of Fort Sheridan.

Page 19868

Senate insisted on its amendments, and requested a conference with the House thereon.

Page 19869

Ryan White CARE Act Authorization: Senate began consideration of S. 641, to reauthorize the Ryan White CARE Act of 1990.

Pages 19874, 19884

Senate may resume consideration of the bill on Monday, July 24, 1995.

Legislative Branch Appropriations, 1996—Conferees: Senate insisted on its amendments to H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Mack, Bennett, Hatfield, Murray, and Mikulski.

Page 19865

Nominations Received: Senate received the following nominations:

John H. Bingler, Jr., of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

Page 19908

Messages From the House: Page 19888

Measures Referred: Page 19888

Executive Reports of Committees: Page 19888

Statements on Introduced Bills: Page 19889

Additional Cosponsors: Page 19902

Amendments Submitted: Page 19902

Notices of Hearings: Page 19903

Authority for Committees: Page 19903

Additional Statements: Page 19903

Record Votes: Five record votes were taken today. (Total—323) Pages 19859, 19864, 19866, 19869

Recess: Senate convened at 9 a.m., and recessed at 3:58 p.m., until 9 a.m., on Monday, July 24, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 19906.)

Committee Meetings

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Lawrence H. Summers, of Massachusetts, to be Deputy Secretary of the Treasury, John Joseph Callahan, of Massachusetts, to be an Assistant Secretary of Health and Human Services, and Howard Monroe Schloss, of Louisiana, to be Assistant Secretary of the Treasury for Public Affairs.

Prior to this action, the committee concluded hearings on the above mentioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Summers was introduced by Senators Kassebaum, Kerry, and Bradley.

FOREIGN TAX ISSUES

Committee on Finance: Committee held hearings to examine tax rules relating to income earned by United States businesses from foreign operations, including the deferral of United States tax on earnings overseas, the tax treatment of passive foreign investment companies, the application of the excess passive assets provision of section 956A of the Internal Revenue Code, and the tax treatment of foreign sales corporations, receiving testimony from Joseph H. Guttentag, International Tax Counsel, Department of the Treasury; Gary Hufbauer, Institute for International Economics, Washington, D.C.; and Michael J. McIntyre, Wayne State University, Detroit, Michigan.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Mark D. Gearan, of Massachusetts, to be Director of the Peace Corps, after the nominee, who was introduced by Senators Kennedy and Kerry, testified and answered questions in his own behalf.

GOOD OL' BOYS ROUND-UP

Committee on the Judiciary: Committee held hearings to examine the alleged participation and misconduct of certain Federal law enforcement officers in a recent incident in Tennessee, receiving testimony from Ronald K. Noble, Under Secretary for Enforcement, Valerie Lau, Inspector General, and John W. Magaw, Director, Larry D. Stewart, Assistant Special Agent in Charge, Atlanta Field Division, Cordell Malone, Jr., Special Agent, and John Scott, Special Agent, both of the Chattanooga Field Division, all of the Bureau of Alcohol, Tobacco and Firearms, all of the Department of the Treasury; Jamie S. Gorelick, Deputy Attorney General, Louis J. Freeh, Director, Federal Bureau of Investigation, and Thomas A. Constantine, Administrator, Drug Enforcement Administration, all of the Department of Justice; and Curtis Cooper, The Investigative Group, Inc., Chicago, Illinois, former Regional Inspector, Office of Internal Affairs, Bureau of Alcohol, Tobacco and Firearms.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Ten public bills, H.R. 2090–2099; and one resolution, H. Res. 199 were introduced.

Page 19992

Reports filed: Reports were filed as follows:

H. Res. 197, providing for the consideration of H.R. 70, to permit exports of certain domestically produced crude oil (H. Rept. 104–198);

H.R. 1814, to authorize appropriations for environmental research, development, and demonstration activities of the Environmental Protection Agency for fiscal year 1996, amended (H. Rept. 104–199);

H. Res. 198, providing for the consideration of H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–200); and

H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1994 (H. Rept. 104–201).

Page 19992

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella to act as Speaker pro tempore for today.

Page 19909

Committees to Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, the Judiciary, and Select Intelligence.

Page 19913

Transportation Appropriations: House completed all general debate and began reading for amendment on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Monday, July 24.

Page 19925

Agreed to the Smith of Michigan amendment that reduces the appropriations for Coast Guard operating expenses by $393,000.

Page 19940

A point of order was sustained against language that sought to provide $126 million under the "State and community highway safety grants" for the "safe communities" program in three States.

Page 19940

H. Res. 194, as amended by the Waldholtz amendment in the nature of a substitute, the rule under which the bill is being considered, was agreed to earlier by a voice vote. Agreed to order the previous question on the rule and the amendment by a yea-and-nay vote of 217 yeas to 202 nays, Roll No. 546.

Page 19913

Agriculture Appropriations: By a yea-and-nay vote of 313 yeas to 78 nays, Roll No. 554, the House passed H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996.

Page 19941

Agreed to the Deutsch amendment that prohibits use of funds to pay the salaries of personnel who carry out the Market Promotion Program if the program provides assistance to the U.S. Mink Export Development Council, or to any mink industry trade association (agreed to by a recorded vote of 232 ayes to 160 noes, Roll No. 553).

Pages 19961, 19964

Rejected:

The Hoke amendment that sought to reduce the Public Law 480 Program Accounts (Food for Peace) by $242.7 million (rejected by a recorded vote of 83 ayes to 338 noes, Roll No. 547);

Page 19942

The Sanford amendment that sought to prohibit use of funds for the construction of a new office facility campus at the Beltsville Agricultural Research Center (rejected by a recorded vote of 199 ayes to 221 noes, Roll No. 548);

Page 19944

The Olver amendment that sought to prohibit use of funds for payment of salaries of personnel to provide assistance to livestock producers of crop insurance protection or noninsured crop disaster assistance for the loss of feed produced is available and increase by $60 million funds for Rural Development Performance Partnerships (rejected by a recorded vote of 169 ayes to 248 noes, Roll No. 549);

Page 19944

The Zimmer amendment that sought to prohibit use of funds to pay the salaries of personnel who carry out the Commodity Credit Corporation market promotion program (rejected by a recorded vote of 154 ayes to 261 noes, Roll No. 550);

Page 19445

The Obey amendment that sought to provide that funds under the Market Promotion Program may only be made available to organizations that qualify as small businesses, companies with less than $20 million in annual sales, or cooperatives representing small producers or companies (rejected by a recorded vote of 176 ayes to 299 noes, Roll No. 551); and

Page 19956

The Kennedy of Massachusetts amendment that sought to prohibit use of funds for the Market Promotion Program to promote the sale or export of alcohol or alcoholic beverages (rejected by a recorded vote of 130 ayes to 268 noes, Roll No. 552).

Pages 19958, 19963

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1994.

Page 19977

Legislative Program: The Majority Leader announced the legislative program for the week of July 24. Agreed to adjourn from Friday to Monday.

Page 19977

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 26.

Page 19979

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Armey to sign enrolled bills and joint resolutions.

Page 19979

Senate Messages: Message received from the Senate today appears on page 19977.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 19993.

Quorum Calls—Votes: Two yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 19925, 19943, 19944, 19945, 19956, 19958, 19964, 19976. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:50 p.m.

Committee Meetings

LABOR—HHS—EDUCATION APPROPRIATIONS

Committee on Appropriations: Continued markup of the Labor, Health and Human Services, and Education appropriations for fiscal year 1996.

Will continue July 24.

WASTE ISOLATION PILOT PLANT LAND WITHDRAWAL AMENDMENT ACT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on H.R. 1663, Waste Isolation Pilot Plant Land Withdrawal Amendment Act. Testimony was heard from Representative Skeen; George Dials, Manager, Carlsbad Area Office, Department of Energy; Ramona Travato, Director, Office of Radiation and Indoor Air, EPA; Bernice Steinhardt, Associate Director, Energy and Science Issues, GAO; Jennifer Salisbury, Secretary, Department of Energy, Minerals and Natural Resources, State of New Mexico; Lindsay L. Lovejoy, Attorney, Office of the Attorney General, State of New Mexico; Gary Perkowski, Mayor, City of Carlsbad, New Mexico; and public witnesses.

COMBATING PARKINSON'S DISEASE AND OTHER NEUROLOGICAL DISORDERS

Committee on Commerce: Subcommittee on Health and Environment held a hearing on Research Efforts with Respect to Combating Parkinson's Disease and Other Neurological Disorders. Testimony was heard from the following officials of the NIH, Department of Health and Human Services; Richard J. Hodes, M.D., Director, National Institute on Aging; and Zach W. Hall, M.D., Director, National Institute of Neurological Disorders and Stroke; and public witnesses.

CLEAN AIR ACT AMENDMENTS IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on the Implementation and Enforcement of the Clean Air Act Amendments of 1990, with emphasis on provisions of Title III of the Act relating to the control of Hazardous Air Pollutants. Testimony was heard from the following officials of the EPA: Mary D. Nichols, Assistant Administrator, Air and Radiation; and Elaine Davies, Deputy Director, Chemical Emergency Preparedness and Prevention Office; and public witnesses.

OVERSIGHT—WACO

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice, and Subcommittee on Crime of the Committee on the Judiciary continued joint oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from the following former officials of the Department of the Treasury: Lloyd M. Bentsen, Secretary; Michael Langan, Acting Deputy Assistant Secretary; Roger Altman, Deputy Secretary; Steve Higgins, Director, Bureau of Alcohol, Tobacco and Firearms; John Simpson, Acting Assistant Secretary; and Christopher Culyer, Bureau of Alcohol, Tobacco and Firearms Liaison for Assistant Secretary; Joyce Sparks, Department of Child Protective Services, State of Texas; and public witnesses.

Hearings continue July 24.

PERMIT EXPORTS OF CERTAIN DOMESTICALLY PRODUCED CRUDE OIL

Committee on Rules: Granted, by a voice vote, an open rule providing 1 hour of debate on H.R. 70, to permit exports of certain domestically produced crude oil. The rule makes in order the amendment in the nature of a substitute recommended by the Resources Committee as an original bill for the purposes of amendment under the five-minute rule. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. The rule also allows the Chair to postpone votes in the Committee of the Whole and reduce votes to five minutes, if those votes follow a 15-minute vote.

The rule provides one motion to recommit, with or without instructions. The rule provides for consideration of S. 395 in the House and a motion to amend as described in the rule, and a motion to recommit with or without instructions. Finally, the rule allows for a motion that the House insist on its amendments to S. 395 and request a conference with the Senate. Testimony was heard from Chairman Young and Representative Thomas.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 30, 1996. The rule provides that the bill shall be considered by title rather than by paragraph with each title considered as read.

The rule waives clause 2 (prohibiting unauthorized appropriations) and clause 6 (prohibiting reappropriations) of rule XXI against provisions in the bill. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD, Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Rogers, Gilman, Barr, Mollohan, and Orton.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to take testimony regarding the ethics investigation of Speaker, Gingrich. Testimony was heard from Barbara Grossman, Senior Vice-President and Publisher, Penguin/Viking Press.

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Monday, July 24, 1995

Senate

Chamber Action

Routine Proceedings, pages 20006–20079

Measures Introduced: Four bills were introduced, as follows: S. 1065–1068.

Page 20062

Measures Reported: Reports were made as follows:

S. 143, to consolidate Federal employment training programs and create a new process and structure for funding the programs, with an amendment in the nature of a substitute. (S. Rept. No. 104–118)

H.R. 402, to amend the Alaska Native Claims Settlement Act, with an amendment in the nature of a substitute. (S. Rept. No. 104–119)

Page 20061

Lobbying Reform: Senate began consideration of S. 1060, to provide for the disclosure of lobbying activities to influence the Federal Government, taking action on amendments proposed thereto, as follows:

Pages 20007, 20030, 20034

Adopted:

(1) Levin/Cohen Amendment No. 1836, to establish that the bill does not include grassroots communications by volunteers who express their own views on an issue, to increase the amount of time that must be spent on lobbying to be considered a lobbyist, to eliminate an independent agency to administer and enforce the Act and to entrust filing requirements with the Secretary of the Senate and Clerk of the House of Representatives, and to eliminate enforcement provisions and provide a civil monetary penalty for violations.

Pages 20014, 20048

(2) McCain Modified Amendment No. 1837, to repeal the Ramspeck Act.

Pages 20016, 20050

(3) Brown Modified Amendment No. 1838, to require a more detailed disclosure of the value of assets.

Pages 20031, 20036, 20056

(4) By 59 yeas to 37 nays (Vote No. 326), Simpson Amendment No. 1839, to prohibit certain exempt organizations from receiving Federal grants.

Pages 20036, 20038, 20052

(5) Brown Amendment No. 1841, to require an individual filing a financial disclosure form to disclose the total cash value of the interest of the individual in a qualified blind trust.

Pages 20037, 20049, 20051, 20058

Previous adoption of the amendment was vitiated.

Page 20051

(6) By 59 yeas to 39 nays (Vote No. 325), Craig Modified Amendment No. 1842 (to Amendment No. 1839), of a perfecting nature.

Pages 20042, 20055

(7) By a unanimous vote of 98 yeas (Vote No. 324), Levin/McConnell Amendment No. 1843 (to Amendment No. 1836), in the nature of a substitute.

Page 20048

(8) McConnell (for Dole) Amendment No. 1844, to amend Public Law 75–583, Foreign Agents Registration Act of 1938, to require reports to Congress concerning administration of this Act.

Page 20057

(9) McConnell (for Dole) Amendment No. 1845, to prohibit any person serving as the United States Trade Representative and the Deputy United States Trade Representative from representing or advising a foreign entity at any time after termination of that person's service and to disqualify such a person from serving as a U.S. Trade Representative or Deputy U.S. Trade Representative.

Page 20057

Withdrawn:

Brown Amendment No. 1840, to require the disclosure of the value of any personal residence in excess of $1,000,000.

Pages 20036, 20056

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amend-

ments to be proposed thereto, on Tuesday, July 25, 1995, with a vote on final passage of the bill to occur thereon.
Page 20059

Gift Reform—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1061, to provide for congressional gift reform, on Tuesday, July 25, 1995.
Page 20059

Nominations Received: Senate received the following nominations: Alicia Haydock Munnell, of Massachusetts, to be a Member of the Council of Economic Advisers.

Routine lists in the Air Force, Marine Corps, Navy.
Page 20076

Messages From the House: **Page 20061**

Measures Referred: **Page 20061**

Executive Reports of Committees: **Page 20061**

Statements on Introduced Bills: **Page 20062**

Additional Cosponsors: **Page 20069**

Amendments Submitted: **Page 20070**

Authority for Committees: **Page 20072**

Additional Statements: **Page 20072**

Record Votes: Three record votes were taken today. (Total–326)
Pages 20050, 20055

Recess: Senate convened at 9 a.m., and recessed at 8:41 p.m., until 9 a.m., on Tuesday, July 25, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 20076.)

Committee Meetings

BURMA

Committee on Appropriations: Subcommittee on Foreign Operations held hearings to examine democracy, human rights, and narcotics controls issues in Burma, receiving testimony from Winston Lord, Assistant Secretary for East Asian and Pacific Affairs, and Robert S. Gelbard, Assistant Secretary for International Narcotics Matters, both of the Department of State; Mike Jendrzejczyk, Human Rights Watch for Asia, and Phil, Fishman, AFL–CIO, both of Washington, D.C.; and Ohmar Khin, Burmese Student Organization.

Hearings were recessed subject to call.

COMPUTER PORNOGRAPHY AND CHILDREN

Committee on the Judiciary: Committee concluded hearings on S. 892, to prohibit the transmission by computer of indecent material to minors, focusing on the scope of the problem, the state of the technology, and the need for Federal intervention, after receiving testimony from William W. Burrington, America Online, Inc., Vienna, Virginia, on behalf of the Interactive Services Association; Jerry Berman, Center for Democracy and Technology, Washington, D.C.; Stephen Balkam, Recreational Software Advisory Council, Cambridge, Massachusetts; Dee Jepsen, "Enough Is Enough" Campaign, Fairfax, Virginia; Michael S. Hart, Illinois Benedictine College, Lisle; Barry F. Crimmins, Lakewood, Ohio; Susan Elliot, McLean, Virginia; Michael Murray and Donelle Gruff, both of Safety Harbor, Florida; and Patricia W. Shao, Bethesda, Maryland.

House of Representatives

Chamber Action

Bills Introduced: Six public bills, H.R. 2100–2105; and two resolutions, H. Con. Res. 86, and H. Res. 200 were introduced.
Page 20168

Reports Filed: Reports were filed as follows:

H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, amended (H. Rept. 104–202, Part 1);

H.R. 1528, to supersede the Modification of Final Judgment entered August 24, 1982, in the antitrust action styled United States v. Western Electric, Civil Action No. 82–0192, United States District Court for the District of Columbia, amended (H. Rept. 104–203, Part 1); and

H.R. 1555, to promote competition and reduce regulation in order to secure lower prices and higher quality services for American telecommunications consumers and encourage the rapid deployment of new telecommunications technologies, amended (H. Rept. 104–204, Part 1).
Page 20167

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today.
Page 20080

Recess: House recessed at 10:56 a.m. and reconvened at noon.
Page 20082

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, and the Judiciary.
Page 20096

Alaskan North Shore Oil Exports: By a recorded vote of 324 ayes to 77 noes, Roll No. 557, the House passed H.R. 70, to permit exports of certain domestically produced crude oil.
Page 20101

Agreed To:

The Young of Alaska amendment in the nature of a substitute that makes technical and conforming changes to various provisions; and

Page 20113

The Traficant amendment to the Young of Alaska substitute that requires the Secretary of Commerce to take appropriate action concerning exports of this oil if it is found that the exporting of this oil has caused shortages or price increases that have or are likely to cause sustained material adverse employment effects.

Page 20113

Rejected:

The Gejdenson amendment to the Young of Alaska substitute that sought to terminate the provisions of the bill if U.S.-flag vessels could not be used to transport any of the oil (rejected by a recorded vote of 117 ayes to 278 noes with 1 voting "present", Roll No. 555);

Pages 20114, 20120

The Miller of California amendment to the Young of Alaska substitute that sought to limit the average daily volume of exports for any calendar year to the total average daily volume of oil delivered through the Alaska pipeline during the previous year, minus 1.35 million barrels per calendar day (rejected by a recorded vote of 95 ayes to 301 noes, Roll No. 556);

Pages 20116, 20121

The Metcalf amendment to the Young of Alaska substitute that sought to specify that any royalties due to the Federal Government from production of oil which is shipped through the trans-Alaska Pipeline Systems could be paid in kind as well as in cash, and to allow independent refiners located on the West Coast to have access to the Federal royalty share of this oil for refining; and

Page 20118

The Gejdenson amendment to the Young of Alaska substitute that sought to provide that no oil could be exported before the end of the period with which the President must make his national interest determination.

Page 20120

H. Res. 197, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 20096

Recess: House recessed at 4:23 p.m. and reconvened at 5:02 p.m.

Page 20120

Transportation Appropriations: House continued consideration of H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment under the 5-minute rule will resume on Tuesday, July 25.

Page 20124

Rejected:

The LaTourette amendment that sought to transfer $6 million from the Office of the Secretary to the Coast Guard operations expenses account (rejected by a recorded vote of 183 ayes to 234 noes, Roll No. 558);

Pages 20124, 20138

The Foglietta amendment that sought to increase the appropriation for mass transit operating assistance grants by $135 million and rescind an additional $135 million from the Airport and Airway Trust Fund facilities and equipment account (rejected by a recorded vote of 122 ayes to 295 noes, Roll No. 559);

Pages 20127, 20138

The Smith of Michigan amendment that sought to strike $666 million in discretionary mass transit grants for 30 new fixed guideways systems (rejected by a recorded vote of 114 ayes to 302 noes, Roll No. 560). A point of order against this amendment was overruled;

Page 20133

The Smith of Michigan amendment that sought to reduce the appropriation for new fixed guideway systems by $93 million and strike 15 new fixed guideway projects;

Page 20143

The Smith of Michigan amendment that sought to strike $15 million in appropriations for the Next Generation High Speed Rail Program (rejected by a recorded vote of 101 ayes to 313 noes, Roll No. 561);

Pages 20144, 20153

The Nadler amendment that sought to strike language restricting collection of tolls for bridges connecting Brooklyn and State Island solely to vehicles exiting from such bridge in Staten Island; and

Page 20150

The Hefley amendment that sought to reduce the appropriation for the Transportation Department to perform certain ICC rail and motor carrier functions after the ICC is terminated (rejected by a recorded vote of 144 ayes to 270 noes, Roll No. 562).

Pages 20152, 20154

Points of order were sustained against the following:

The Danner amendment that sought to earmark $26 million for section 18 rural transit and reduce other transit formula grants by the same amount; and

Page 20140

Language in the bill that sought to prohibit the Secretary from authorizing funding of additional Federal-aid projects for the Central Artery/Third Harbor Tunnel Project in Boston, Massachusetts, unless a financial plan was submitted by October 30, 1995, and approved by the Secretary.

Page 20150

The following amendments were offered but subsequently withdrawn:

The Morella amendment that sought to increase funding for FAA research, engineering, and development by $4 million and reduce the FAA facilities and equipment account by $10 million; and

Page 20141

The Filner amendment that sought to appropriate $10 million for the subsidy costs of railroad rehabilitation and improvement loan guarantees.

Page 20142

Referrals: Three Senate-passed measurers were referred to the appropriate House committees

Page 20166

Senate Messages: Messages received from the Senate today appear on page 20088.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 20168.

Quorum Calls—Votes: Eight recorded votes developed during the proceedings of the House today and appear or pages 20121, 20123, 20138, 20139 20154. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:19 p.m.

Committee Meetings

LABOR, HHS, EDUCATION APPROPRIATIONS

Committee on Appropriations: Ordered reported the Labor, Health and Human Services, and Education appropriations for fiscal year 1996.

DEPARTMENT OF COMMERCE DISMANTLING ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials and the Subcommittee on Telecommunications and Finance held a joint hearing on H.R. 1756, Department of Commerce Dismantling Act. Testimony was heard from Representatives Chrysler, Mica, Levin and Skaggs; the following officials of the Department of Commerce: Ron Brown, Secretary; and Larry Irving, Under Secretary, Communications and Information; and public witnesses.

OVERSIGHT

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the implementation of Corporate Average Fuel Economy (CAFE) Standards and related issues. Testimony was heard from Barry Felrice, Associate Administrator, Rulemaking, National Highway Transportation Safety Administration, Department of Transportation; and public witnesses.

OVERSIGHT—WACO

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on National Security, International Affairs of the Committee on Government Reform and Oversight, continued joint oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from the following officials of the Department of the Treasury: Ronald K. Noble, Under Secretary, Law Enforcement; Lewis C. Merletti, Deputy Director, Department Review Team; James Cadigan, Firearms Expert, FBI; John Magaw, Director; Robert Rodriguez, Special Agent, Sharon Wheller, Special Agent, Daniel Black, Personnel Office, William Buford, RAC in Little Rock, Jon Henry Williams, Special Agent and Roland Ballesteros, Special Agent all with the Bureau of Alcohol, Tobacco and Firearms; and the following former officials of the Department of the Treasury: Roger Altman, Deputy Secretary; Chuck Sarabyn, SAC in Houston, Phillip Chojnacki, SAC in Houston and Dan Hartnett, Deputy Director, Enforcement, all with the Bureau of Alcohol, Tobacco and Firearms.

Hearings continue tomorrow.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Fredrica Friedman, Vice President, Executive Editor, Associate Publisher, Little/Brown Co.

Will continue tomorrow.

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Tuesday, July 25, 1995

Senate

Chamber Action

Routine Proceedings, pages 20179–20262

Measures Introduced: Four bills were introduced, as follows: S. 1069–1072.

Page 20254

Measures Passed:

Lobbying Reform: By a unanimous vote of 98 yeas (Vote No. 328), Senate passed S. 1060, to provide for the disclosure of lobbying activities to influence the Federal Government, after taking action on further amendments proposed thereto, as follows:

Page 20191

Adopted:

(1) By 72 yeas to 26 nays (Vote No. 327), Lautenberg Amendment No. 1846, to express the sense of the Senate that lobbying expenses should not be tax deductible.

Page 20191

(2) Levin Amendment No. 1847, to make technical corrections.

Page 20194

Bosnia/Herzegovina Self-Defense Act: Senate resumed consideration of S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina, taking action on amendments proposed thereto, as follows:

Page 20200

Pending:

Dole Amendment No. 1801, in the nature of a substitute.

Page 20200

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Wednesday, July 26, 1995, with a vote on final passage to occur thereon.

Page 20247

Gift Reform: Senate began consideration of S. 1061, to provide for congressional gift reform.

Page 20179

Nominations Received: Senate received the following nominations:

Michael R. Murphy, of Utah, to be United States Circuit Judge for the Tenth Circuit.

Paul M. Homan, of the District of Columbia, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior.

Page 20262

Communications: **Page 20253**

Statements on Introduced Bills: **Page 20254**

Additional Cosponsors: **Page 20257**

Amendments Submitted: **Page 20258**

Authority for Committees: **Page 20258**

Additional Statements: **Page 20258**

Record Votes: Two record votes were taken today. (Total—328) **Pages 20193, 20195**

Recess: Senate convened at 9 a.m., and recessed at 10:05 p.m., until 8:30 a.m., on Wednesday, July 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 20247).

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full committee consideration, with amendments, H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996.

HELIUM REFINING AND MARKETING OPERATIONS REFORM

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 45, to provide for the sale of Federal real and personal property held in connection with activities carried out under the Helium Act, S. 738, to prohibit the Bureau of Mines from refining helium and selling refined helium, and to dispose of the United States helium reserve, and S. 898, to cease operation of the Government helium refiner, authorize facility and crude helium disposal, and cancel the helium debt, after receiving testimony from Rhea Graham, Director, United States Bureau of Mines, Department of the Interior; Russel Bardos, Acting Senior Engineer, Office of Space Flight (Space Shuttle), National Aeronautics and Space Administration; Carl T. Johnson, Compressed Gas Association, Arlington, Virginia; and Dennis Mills, Amarillo, Texas, on behalf of the Oil, Chemical and Atomic Workers International Union (AFL–CIO).

MEDICARE

Committee on Finance: Committee held hearings to examine ways to improve the Medicare program and make it financially sound, focusing on private sector cost containment strategies, receiving testimony from Senator Kerrey; Paul M. Ellwood, Jackson Hole Group, Teton Village, Wyoming; Joseph J. Martingale, Towers Perrin, New York, New York; and Lynn Etheredge, Chevy Chase, Maryland.

Hearings continue tomorrow.

UNITED STATES/SINO RELATIONS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings on the current state of relations between the United States and the People's Republic of China, receiving testimony from Kent M. Wiedemann, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; James R. Lilley, American Enterprise Institute, Ronald N. Montaperto, Institute for National Strategic Studies/National Defense University, and James V. Feinerman, Georgetown University Law Center, all of Washington, D.C.; and Chiu Hung-dah, University of Maryland, College Park.

Hearings were recessed subject to call.

DEPARTMENT OF COMMERCE DISMANTLING ACT

Committee on Governmental Affairs: Committee held hearings on S. 929, to abolish the Department of Commerce, receiving testimony from Senators Dole, Hollings, Pressler, Rockefeller, and Bond; Ronald H. Brown, Secretary of Commerce; and L. Nye Stevens, Director, Federal Management Issues, and Allan I. Mendelowitz, Managing Director, International Trade, Finance, and Competitiveness Issues, both of the General Accounting Office.

Hearings continue on Thursday, July 27.

INFORMATION TECHNOLOGY MANAGEMENT REFORM ACT

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia held hearings on S. 946, to facilitate, encourage, and provide for efficient and effective acquisition and use of modern information technology by executive agencies, receiving testimony from Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division, General Accounting Office; John A. Koskinen, Deputy Director for Management, and Steven

Kelman, Administrator for Federal Procurement Policy, both of the Office of Management and Budget; Roger W. Johnson, Administrator, General Services Administration; Colleen Preston, Deputy Under Secretary of Defense for Acquisition Reform; Michigan Chief Information Officer John M. Kost, Lansing; Renato A. DiPentima, Systems Research and Applications Corporation, Washington, D.C.; Paul A. Strassmann, New Canaan, Connecticut; and Philip Howard, New York, New York.

Hearings were recessed subject to call.

EMPLOYER GROUP PURCHASING REFORM ACT

Committee on Labor and Human Resources: Committee concluded hearings on S. 1062, to amend the Employee Retirement Income Security Act of 1974 to increase the purchasing power of individuals and employers, to protect employees whose health benefits are provided through multiple employer welfare arrangements, and to provide increased security of health care benefits, after receiving testimony from Senator Nunn; Mark Nadel, Associate Director for National and Public Health Issues, General Accounting Office; Ohio Deputy Director of Insurance David J. Randall, Columbus, on behalf of the National Association of Insurance Commissioners; John F. Troy, Health Insurance Association of America, and Richard S. Materson, National Rehabilitation Hospital, both of Washington, D.C.; Patti Freeman Dorson, VASA Brougher, Inc., Indianapolis, Indiana; Donald G. Dressler, Western Growers Association, Newport Beach, California, on behalf of the American Society of Association Executives; and Val D. Bias, National Hemophilia Foundation, New York, New York.

INDIAN GAMING REGULATIONS

Committee on Indian Affairs: Committee resumed hearings on S. 487, to establish a Federal Indian Gaming Regulatory Commission to regulate Indian gaming operations and standards, receiving testimony from Raymond C. Scheppach, National Governors' Association, Washington, D.C.; JoAnn Jones, Ho-Chunk Nation, Black River Falls, Wisconsin; Alvino Lucero, Pueblo of Isleta, Isleta, New Mexico; Melanie Benjamin, Mille Lacs Band of Ojibwe, Onamia, Minnesota; Richard M. Milanovich, Agua Caliente Band of Cahuilla Indians, Palm Springs, California; Paula Lorenzo, Tribal Alliance of Northern California, Brooks; Ray Halbritter, Oneida Indian Nation, New York, New York; and Doreen Maloney, Upper Skagit Tribe, Sedro Woolley, Washington.

Hearings were recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Sylvia M. Mathews, Chief of Staff, Department of Treasury, former Special Assistant to the Assistant to the President for Economic Policy; Mark D. Gearan, Assistant to the President, and Director of Communications and Strategic Planning; W. David Watkins, Carlsbad, California, former Assistant to the President for Management and Administration; and Patsy L. Thomasson, Deputy Assistant to the President, Assistant Director for Presidential Personnel, former Director, Office of Administration and Special Assistant to the President for Management and Administration.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Seven public bills, H.R. 2106–2112; one private bill, H.R. 2113; and two resolutions, H. Res. 202 and 203 were introduced.
Page 20417

Reports Filed: Reports were filed as follows:

H.R. 1162, to establish a deficit Reduction Trust Fund and provide for the downward adjustment of discretionary spending limits in appropriation bills, amended (H. Rept. 104–205, Part 1); and

H. Res. 201, providing for the consideration of H.R. 2099, Departments of Veterans Affairs, Housing and Urban Development and Independent Agencies Appropriations bill for fiscal year 1996.
Page 20416

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shaw to act as Speaker pro tempore for today.
Page 20263

Recess: House recessed at 9:49 a.m. and recessed at 10 a.m.
Page 20270

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Judiciary, Resources, Science, Transportation and Infrastructure, and Select Intelligence.
Page 20272

Corrections Calendar—San Diego Coastal Corrections Act: On the call of the Corrections Calendar, the House passed H.R. 1943, to amend the Federal Water Pollution Control Act to deem certain municipal wastewater treatment facilities discharging into ocean waters as the equivalent of secondary treatment facilities (agreed to by a recorded vote of 269 ayes to 156 noes (three-fifths of those present having voted in favor), Roll No. 564).

Page 20272

Rejected the Mineta motion to recommit the bill to the Committee on Transportation with instructions to report the bill back forthwith containing an amendment that provides that chemically enhanced primary treatment result in the removal of not less than 58 percent of the biological oxygen demand on an annual average and not less than 80 percent of the total suspended solids on a monthly average (rejected by a yea-and-nay vote of 179 yeas to 245 nays, Roll No. 563).

Page 20284

Alaska Power Administration; House passed S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil.

Page 20286

Pursuant to H. Res. 197, the House agreed to the Young of Alaska motion to amend S. 395 as follows: Strike title I, strike sections 201 through 204, strike section 205, strike section 206 strike title III and insert the text of H.R. 70, as passed by the House. Agreed to amend the title.

Page 20289

House then insisted on its amendments and asked a conference. Appointed as conferees:

For consideration of House amendment numbered 1, Representatives Young of Alaska, Calvert, Bliley, Miller of California, and Dingell.

For House amendment numbered 2, Representatives Young of Alaska, Calvert, Thomas of California, Roth, Bliley, Coble, Miller of California, Hamilton, Dingell, and Mineta.

For House amendment numbered 3, Representatives Spence, Kasich, and Dellums.

For House amendment numbered 4, Representatives Coble, Fowler, and Mineta.

For House amendment numbered 5, Representatives Young of Alaska, Calvert, and Miller of California.

Page 20289

Agreed the Miller of California motion to instruct House conferees to insist upon the provisions of the House amendments which strike title III, referring to the Outer Continental Shelf Deep Water Royalty Relief Act (rejected by a yea-and-nay vote of 261 yeas to 161 nays, Roll No. 565).

Page 20289

Transportation Appropriations: By a yea-and-nay vote of 361 yeas to 61 nays, Roll No. 570, the House passed H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996.

Page 20299

Agreed To:

The Coleman amendment that strikes language repealing section 13(c) of the Federal Transit Act, which guarantees collective bargaining and other labor protections for transit employees (agreed by a recorded vote of 233 ayes to 186 noes, Roll No. 567); and

Pages 20302, 20309

The Nadler amendment that prohibits use of funds for improvements to the Miller Highway in New York City, New York.

Page 20311

Rejected:

The Wolf amendment that sought to insert language that states that the repeal of subsection (b) of section 5333 of title 49, United States Code, shall not abrogate any rights of mass transit employees to bargain collectively or otherwise negotiate or discuss terms and conditions of employment under any other State or Federal law (rejected by a recorded vote of 201 ayes to 224 noes, Roll No. 566); and

Pages 20299, 20309

The Andrews amendment that sought to reduce by $37 million the ceiling on obligations for grants-in-aid for airports (rejected by a recorded vote of 5 ayes to 416 noes, Roll No. 568).

Page 20312

The Coleman amendment to the Wolf amendment was offered but subsequently withdrawn that sought to insert language that states that the repeal of subsection (b) of section 5333 of title 49, United States Code, shall not abrogate any rights of mass transit employees to bargain collectively or otherwise negotiate or discuss terms and conditions of employment under any State or Federal law.

Page 20300

A point of order was sustained against an Orton amendment that sought to insert line item veto language in the bill. Subsequently, rejected an appeal of the ruling of the Chair that sustained the point of order (rejected by a recorded vote of 281 ayes to 139 noes, Roll No. 569).

Page 20318

Commerce—State—Justice Appropriations: House completed all general debate and began reading for amendment on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment under the 5-minute rule will resume on Wednesday, July 26.

Page 20326

Agreed to the Hoyer amendment that strikes $1.5 million in funding for motor vehicle theft prevention programs and inserts $1 million for law enforcement family support programs and $500,000 for motor vehicle theft prevention programs.

Page 20360

Rejected the Mollohan amendment that sought to strike $2 billion in funding for law enforcement block grants and replace it with $1.767 billion for public safety and community policing grants and $233 million for other crime prevention programs authorized by the Crime

Control Act of 1994 (rejected by a recorded vote of 184 ayes to 232 noes, Roll No. 571). **Page 20347**

H. Res. 198, the rule under which the bill is being considered, was agreed to earlier by voice vote. **Page 20321**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 20417.

Quorum Calls—Votes: Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 20285, 20286, 20298, 20309, 20315, 20520 and 20360. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 10:36 p.m.

Committee Meetings

FOOD STAMP ACT AMENDMENT

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review H.R. 236, to amend the Food Stamp Act of 1977 to permit participating households to use food stamp benefits to purchase nutritional supplements of vitamins, minerals, or vitamins and minerals. Testimony was heard from Representatives Martini and Payne of New Jersey; Yvette Jackson, Deputy Administrator, Food Stamp Program, Food, Nutrition, and Consumer Services, USDA; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Ordered reported the Defense appropriations for fiscal year 1996.

FUTURE OF MONEY

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy held a hearing on the Future of Money. Testimony was heard from public witnesses.

ALLEGATIONS OF FDA ABUSES OF AUTHORITY

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Allegations of FDA Abuses of Authority. Testimony was heard from public witnesses.

DEPARTMENT REORGANIZATION

Committee on Economic and Educational Opportunities: Concluded hearings on Departmental reorganization. Testimony was heard from Robert B. Reich, Secretary of Labor; and Gilbert F. Casellas, Chairman, EEOC.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held an oversight hearing on the Chief Financial Officer's Act. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; G. Edward DeSeve, Controller, Office of Federal Financial Management, OMB; Anthony A. Williams, Chief Financial Officer, USDA; Alvin Tucker, Deputy Comptroller and Deputy Financial Officer, Department of Defense; Dennis J. Fischer, Chief Financial Officer, GSA; Bonnie R. Cohen, Assistant Secretary, Policy, Management, and Budget, Department of the Interior; the following former officials of the OMB: Edward Mazur, Controller and Harold I. Steinberg, Deputy Controller, both with the Office of Federal Financial Management; and Gerald R. Riso, Associate Director, Management and Chief Financial Officer; and public witnesses.

OVERSIGHT—WACO

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice and the Subcommittee on Crime of the Committee on the Judiciary continued joint oversight hearing on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from Jim Cavanaugh, Special Agent, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; the following officials of the FBI, Department of Justice: Byron Sage, SSRA in Austin; and Gary Noesner, SSA, Quantico; the following officials of the Texas Rangers: Capt. Maurice Cook, Senior; and Capt. David Burns; Jeffrey Jamar, former SAC in San Antonio, FBI, Department of Justice; Dick DeGuerin, Attorney for David Koresh; Jack Zimmermann, Attorney for Steve Schneider; and public witnesses.

Hearings continue tommorrow.

OVERSIGHT—U.S. POSTAL INSPECTION SERVICE AND POSTAL OPERATIONS

Committee on Government Reform and Oversight: Subcommittee on Postal Service held an oversight hearing on the U.S. Postal Inspection Service and Postal Operations. Testimony was heard from Kenneth J. Hunter, Inspector General and Chief Postal Inspector, U.S. Postal Inspection Service, U.S. Postal Service.

VOTER REGISTRATION AND ELECTION FRAUD

Committee on House Oversight: Held a hearing on Voter Registration and Election Fraud. Testimony was heard from Tom Harrison, Deputy Assistant Secretary of State, State of Texas; Bill Jones, Secretary of State, State of California; Miles Rappaport, Secretary of State, State of Connecticut; Bob Taft, Secretary of State, State of Ohio; Jane Dee Hill, Secretary of State, State of Arizona; and public witnesses.

INDOCHINESE REFUGEES

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Operations and Human Rights held a joint hearing on

Indochinese Refugees: Comprehensive Plan of Action. Testimony was heard from Phyllis E. Oakley, Assistant Secretary, Population, Refugees, and Migration, Department of State; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 773, National Parks Service Concession Policy Reform Act of 1995; H.R. 1527, to amend the National Forest Ski Area Permit Act of 1986 to clarify the authorities and duties of the Secretary of Agriculture in issuing ski area permits on National Forest System lands and to withdraw lands within ski area permit boundaries from the operation of the mining and mineral leasing laws; Title V of H.R. 721, Public Resources Deficit Reduction Act of 1995; and H.R. 2028, Federal Land Management Agency Concession Reform Act of 1995. Testimony was heard from Representative Meyers of Kansas; James Duffus, III, Director, National Resources Management Issues, GAO; Barry J. Frankel, Director, Real Estate, U. S. Army Corps of Engineers, Department of Defense; David G. Unger, Associate Chief, Forest Service, USDA; Roger Kennedy, Director, National Park Service, Department of the Interior; and public witnesses.

VA, HUD, INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: granted an open rule providing one hour of general debate on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996. The rule provides that the bill shall be considered by title rather than by paragraph with each title considered as read. The rule waives clause 2 (prohibiting unauthorized appropriations) and clause 6 (prohibiting reappropriation) of rule XXI against provisions in the bill. The rule provides that the amendment printed in part 1 of the report on the rule is considered pending. The amendment is not subject to amendment but is debatable for 30 minutes equally divided between the chairman and ranking minority member of the Appropriations Committee. If adopted, the amendment is considered as original text for the purposes of further amendment. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. The rule waives all points of order against two amendments printed in part 2 of the Rules Committee report. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Lewis of California, Roukema, Boehlert, Klug, Crapo, Lazio, Davis, Stokes, Kaptur, Dingell, Kennedy of Massachusetts, Barrett of Wisconsin, Brewster, Moran, Orton, Roemer, Harman and Fattah.

OVERSIGHT

Committee on Resources: Subcommittee on Water and Power Resources held an oversight hearing on the Trinity River Basin Fish and Wildlife Management Program. Testimony was heard from Representatives Herger and Riggs; Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

NASA AUTHORIZATION

Committee on Science: Ordered reported amended H.R. 2043, National Aeronautics and Space Administration Authorization Act of 1996.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Greg Wright, Administrative Assistant, Representative Gingrich; and Jeff Eisenach, President, Progress and Freedom Foundation.

Will continue tomorrow.

ECONOMIC DEVELOPMENT ADMINISTRATION REFORM AND REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action the Public Works and Economic Development Reform Act of 1995.

D.C. HIGHWAY MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation held a hearing on the following: H.R. 2017, District of Columbia Emergency Highway Relief Act; and other proposals to waive the D.C. Local Matching Share for Certain Federal-Aid Highway Projects. Testimony was heard from Representatives Norton, Wolf, Morella, Davis and Moran; the following officials of the District of Columbia: Marion Barry, Mayor; and Larry King, Director, Department of Public Works; the following officials of the Federal Highway Administration, Department of Transportation: Rodney E. Slater, Administrator; and David Gendell, Regional Administrator, Region 3; and a public witness.

SAVING MEDICARE AND BUDGET RECONCILIATION ISSUES

Committee on Ways and Means: Subcommittee on Health concluded hearings on Saving Medicare and Budget Reconciliation Issues. Testimony was heard from Sarah F. Jaggar, Director, Health Financing and Policy Issues, GAO; and public witnesses.

GUATEMALA

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Guatemala. Testimony was heard from departmental witnesses.

Wednesday, July 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 20428–20512

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1073–1077, and S. Res. 156.
Page 20495

Measures Passed:

Bosnia/Herzegovina Self-Defense Act: By 69 yeas to 29 nays (Vote No. 331), Senate passed S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina, after taking action on amendments proposed thereto, as follows:
Page 20428

Adopted:

Dole Amendment No. 1801, in the nature of a substitute.
Page 20428

By 75 yeas to 23 nays (Vote No. 330), Nunn/Graham/Robb Amendment No. 1848 (to Amendment No. 1801), to reiterate statement of the Contract Group that lifting the embargo is unavoidable if Serbs persist on current course and urges the President to introduce a United Nations resolution to lift Bosnian arms embargo multilaterally.
Pages 20443, 20448, 20453

By 57 yeas to 41 nays (Vote No. 329), Cohen Amendment No. 1851 (to Amendment No. 1848), to require the United States to bring the issue of the termination of the arms embargo of Bosnia and Herzegovina to the General Assembly for a decision if the United Nations Security Council fails to gain unanimity to adopt a resolution to terminate the arms embargo.
Pages 20447, 20460

Ryan White CARE Act Authorization: Senate resumed consideration of S. 641, to reauthorize the Ryan White CARE Act of 1990, taking action on amendments proposed thereto, as follows:
Pages 20461, 20465

Adopted:

(1) Kassebaum/Kennedy Amendment No. 1852, to provide for the adoption by States of the guidelines issued by the Centers for Disease Control and Prevention concerning recommendations for immunodeficiency virus counseling and voluntary testing for pregnant women.
Page 20466

(2) By a unanimous vote of 98 yeas (Vote No. 332), Helms Amendment No. 1853, to prohibit States from receiving funds if they do not have a program to notify spouses of patients infected with the human immunodeficiency virus.
Page 20472

(3) Kassebaum (for Graham) Amendment No. 1859, to strike provisions relating to the medicare wage index.
Page 20488

Pending:

(1) Helms Amendment No. 1854, to prohibit the use of amounts made available under this Act for the promotion or encouragement of homosexuality or intravenous drug use.
Page 20476

(2) Helms Amendment No. 1855, to limit amounts appropriated for each of fiscal years 1996 through 2000 under title XXVI of the Public Health Service Act to the level of such appropriations in fiscal year 1995.
Page 20479

(3) Helms Amendment No. 1856, to ensure that Federal employees will not be required to attend or participate in AIDS or HIV training programs.
Page 20480

(4) Helms Amendment No. 1857, to limit amounts appropriated for AIDS or HIV activities from exceeding amounts appropriated for cancer.
Page 20486

(5) Kassebaum Amendment No. 1858, to prohibit the use of funds to fund AIDS programs designed to promote or encourage intravenous drug use or sexual activity.
Page 20486

A unanimous-consent time agreement was reached providing for further consideration of the bill, the amendments pending thereto, and certain further amendments to be proposed on Thursday, July 27, 1995, with a vote on final passage to occur thereon.
Page 20493

Department of State Authorizations—Cloture Motion Filed: A motion entered to close further debate on the motion to proceed to consideration of S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the United States Arms Control and Disarmament Agency, and the Agency for International Development and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, July 28, 1995.
Page 20474

Subsequently, the motion to proceed was withdrawn.
Page 20475

Foreign Assistance Authorizations—Cloture Motion Filed: A motion was entered to close further debate on the motion to proceed to consideration of S. 961, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997 and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, July 28, 1995.
Page 20475

Subsequently, the motion to proceed was withdrawn. **Page 20475**

Messages From the House: **Page 20494**

Measures Referred: **Page 20494**

Measures Placed on Calendar: **Page 20494**

Statements on Introduced Bills: **Page 20495**

Additional Cosponsors: **Page 20503**

Amendments Submitted: **Page 20504**

Notices of Hearings: **Page 20507**

Authority for Committees: **Page 20507**

Additional Statements: **Page 20508**

Record Votes: Four record votes were taken today. (Total—332) **Pages 20460, 20473**

Recess: Senate convened at 8:30 a.m., and recessed at 8:01 p.m., until 9:15 a.m., on Thursday, July 27, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 20512.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense approved for full committee consideration proposed legislation making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on Interior approved for full committee consideration, with amendments, H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Committee on Appropriations: On Tuesday, July 25, Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration, with amendments, H.R. 2020, making appropriations for the Department of the Treasury, the United States Postal Service, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 1996.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 2,314 military nominations in the Army, Navy, Marine Corps, and Air Force.

MARITIME SECURITY PROGRAM

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings on proposed legislation authorizing funds for the maritime security program of the Maritime Administration, after receiving testimony from Senator Lott; Albert J. Herberger, Administrator, Maritime Administration, Department of Transportation; Gen. Robert L. Rutherford, USAF, Commander in Chief, United States Transportation Command, Scott Air Force Base, Illinois; John P. Clancey, Sea-Land Service, Inc., Timothy Rhein, American President Companies, and Joel E. Bem, Marine Engineers Beneficial Association, all of Washington, D.C.; Erik F. Johnsen, Waterman Steamship Corp. and Central Gulf Lines, Inc., New Orleans, Louisiana; Thomas Bowler, American Shipbuilders Association, Arlington, Virginia; Thomas P. Jones, Shipbuilders Council of America, Alexandria, Virginia; Timothy Brown, International Organization of Masters, Mates and Pilots, Linthicum Heights, Maryland; Michael R. McKay, American Maritime Officers, Dania, Florida; and Michael Sacco, Seafarers International Union of North America (AFL-CIO), Camp Springs, Maryland.

MEDICARE REFORM

Committee on Finance: Committee continued hearings to examine ways to improve the Medicare program and make it financially sound, focusing on the modernization of Medicare and giving senior citizens more choice in the kinds of plans that are available to them, receiving testimony from Jordan J. Cohen, Association of American Medical Colleges, and Karen Ignani, Group Health Association of America, Inc., both of Washington, D.C.; John C. Goodman, National Center for Policy Analysis, Dallas, Texas; Dennis G. Kasselman, Mid-America Health Partners, Inc., Kansas City, Missouri, on behalf of the American Association of Preferred Provider Organizations; and John P. Lee, Sisters of Providence Health System, Portland, Oregon, on behalf of the Medicare Fairness Coalition.

Hearings were recessed subject to call.

PUNITIVE DAMAGES REFORM

Committee on the Judiciary: Committee held hearings to examine the Food and Drug Administration defense against punitive damages in product liability cases as contained in section 103(c), to permit punitive damages, to the extent permitted by applicable Federal or State law, in any civil action in a Federal or State court against a defendant if the claimant establishes by clear and convincing evidence that the harm suffered was the result of conduct that is either specifically intended to cause harm or carried out with conscious, disregard for the rights or safety of other persons, of Title I (Punitive Damages Reform) of S. 672, Civil Justice Fairness Act, receiving testimony from Janice Toran, G. D. Searle & Co., Skokie, Illinois; Lucinda M. Finley, State University of New York, Buffalo; and Richard M. Cooper, Williams & Connolly, Washington, D.C.; on behalf of the Pharmaceutical Research and Manufacturers of America.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Henry P. O'Neill, United States Secret Service, Department of the Treasury; Margaret A. Williams, Assistant to the President and Chief of Staff for the First Lady; and Evelyn S. Lieberman, White House Deputy Press Secretary for Operations, former Assistant to Chief of Staff for the First Lady.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Nine public bills, H.R. 2114–2122; and three resolutions, H.J. Res. 103–105 were introduced.

Page 20614

Report Filed: One report was filed as follows: H.R. 1103, entitled "Amendments to the Perishable Agricultural Commodities Act, 1930", amended (H. Rept. 104–207).

Page 20614

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today.

Page 20513

Recess: House recessed at 10:02 a.m. and reconvened at 12:15 p.m.

Pages 20513, 20515

Address by President of the Republic of Korea: The Senate and House met in a joint meeting to receive His Excellency, Kim Young Sam, President of the Republic of Korea. President Kim Young Sam was escorted to and from the House Chamber by Senators Dole, Cochran, Helms, Chafee, Warner, Murkowski, Thomas, Daschle, Pell, Inouye, Nunn, Glenn, and Robb; and Representatives Armey, DeLay, Boehner, Cox, Vucanovich, Gilman, Bereuter, Solomon, Kim, Gephardt, Bonior, Fazio, Kennelly, Berman, Murtha, Foglietta, Richardson, Ackerman, Becerra, and Doggett.

Page 20514

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, Government Reform and Oversight, International Relations, Judiciary, National Security, Science, Small Business, and Select Intelligence.

Page 20518

Commerce—State—Justice Appropriations: By a yea-and-nay vote of 272 yeas to 151 nays, Roll No. 585, the House passed H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996.

Page 20519

On a demand for a separate vote, agreed to the Meyers of Kansas amendment that transfers $4.4 million in funds from administrative expenses to the SBA's business loans program to the salaries and expense account (agreed to by a recorded vote of 368 ayes to 57 noes, Roll No. 584). This amendment was agreed to earlier in the Committee of the Whole by a voice vote.

Pages 20587, 20594, 20604

Agreed To:

The Rogers amendment that increases by $50 million funding for grants to combat violence against women and offsets this increase by reducing by $50 million local law enforcement block grants;

Page 20520

The Traficant amendment that provides that if local law enforcement block grant funds are used to increase the number of law enforcement officers, a net gain in the number of officer who perform nonadministrative public safety service must be achieved;

Page 20520

The Mollohan amendment, as amended by the Rogers substitute, that increases funding for the National Oceanic and Atmospheric Administration (NOAA) and other coastal zone management programs by $34 million and offsets this increase by reducing the fleet modernization program by $12 million, contributions to international organizations by $12 million, and patent and trademark office funding by $10 million;

Page 20546

The Klug amendment that reduces by 28 the number of commissioned officers in the NOAA fleet;

Page 20552

The Farr amendment that increases by $2 million funds to be derived from the fund entitled "Promote and Develop Fishery Products and Research Pertaining to American Fisheries" for NOAA operations;

Page 20552

The Portman amendment that reduces by $2 million the Court of Appeals and District Court's space alteration projects, and furniture and furnishing related to new space alteration and construction projects;

Page 20569

The Smith of New Jersey amendment that increases by $2 million funding for the National Endowment for Democracy;

Page 20572

The Gilman amendment that prohibits the opening, operating, expanding, and increasing the total number of personnel assigned to United States diplomatic or consular posts in Vietnam;

Page 20577

The Goodling amendment that prohibits use of funds for any United Nations undertaking when it is known that the undertaking is a peacekeeping mission, will involve United States Armed Forces under the command or operational control of a foreign national, and the President's military advisors have not submitted to the President a recommendation that such involvement is in the national security interests of the United States and the President has not submitted to Congress such recommendation;

Page 20578

The Zimmer amendment that prohibits use of funds for various amenities and personal comforts in the Federal prison system;

Page 20580

The Skaggs amendment, as amended by the Smith of New Jersey substitute amendment (substitute agreed to by a recorded vote of 285 ayes to 139 noes, Roll No. 582), that prohibits use of funds for the "USIA Television Marti Program" when it is known that such funds would be inconsistent with the applicable provision of the March 1995 Office of Cuba Broadcasting Reinventing Plan of the USIA; and

Page 20580

The Klug amendment that prohibits use of funds for NOAA fleet modernization unless those funds are used to contract with the private sector.

Page 20597

Rejected:

The Mollohan amendment that sought to increase by $30 million funding for the Byrne program and offset this increase by reducing funding for the State criminal alien assistance program (rejected by a recorded vote of 171 ayes to 256 noes, Roll No. 572);

Pages 20520, 20532

The Scott amendment that sought to increase by $300 million local law enforcement block grants and offset this increase by reducing truth in sentencing grant funding (rejected by a recorded vote of 105 ayes to 321 noes, Roll No. 573);

Pages 20525, 20533

The Norton amendment that sought to strike language that prohibits use of funds to perform abortions in the Federal prison system unless the life of the mother would be endangered or in the case of rape (rejected by a recorded vote of 146 ayes to 281 noes, Roll No. 574);

Pages 20529, 20534

The Fields of Louisiana amendment that sought to earmark $200 million of the local law enforcement block grant funding for crime prevention and model grants programs (rejected by a recorded vote of 128 ayes to 296 noes, Roll No. 275);

Pages 20531, 20534

The Hastings of Florida amendment that sought to increase by $37.5 million funds for the Equal Employment Opportunity Commission and offset this increase by reducing funding for salaries and expenses in Federal prisons (rejected by a recorded vote of 84 ayes to 321 noes, Roll No. 577);

Page 20536

The Allard amendment that sought to eliminate $5 million in funds for the Technology Administration (rejected to by a recorded vote of 197 ayes to 230 noes, Roll No. 578);

Pages 20550, 20561

The Hefley amendment that sought to eliminate funding for the Economic Development Administration (rejected to by a recorded vote of 115 ayes to 310 noes, Roll No. 579);

Page 20553

The Mollohan amendment that sought to strike language barring any new funds from supporting the National Institute of Standards and Technology (NIST) advanced technology program and prohibit use of funds for anything other than continuation grants (rejected by a recorded vote of 204 ayes to 223 noes, Roll No. 580);

Pages 20563, 20594

The Engel amendment that sought to increase public broadcasting facilities, planning and construction by $2 million and offset that increase by decreasing by $2 million periodic censuses and programs (rejected by a recorded vote of 188 ayes to 234 noes, Roll No. 581); and

Pages 20567, 20595

The Serrano amendment that sought to prohibit use of funds for the Advisory Board for Cuba Broadcasting (rejected by a recorded vote of 150 ayes to 277 noes, Roll No. 583).

Pages 20591, 20597

The following amendments were offered but subsequently withdrawn:

The Hastings of Florida amendment that sought to increase by $35 million funds for the Equal Employment Opportunity Commission and offset this increase by reducing funding for salaries and expenses in Federal prisons;

Page 20528

The Becerra amendment that sought to increase by $8 million research for the Immigration and Naturalization Service to promote and expedite naturalization and offset this increase by reducing $8 million in funding available for State Department capital investment funds; and

Page 20539

The Gutierrez amendment that sought to provide $4 million to appropriate community groups to promote the opportunities and responsibilities of United States citizenship.

Page 20541

Points of order were sustained against the following amendments:

The Stupak amendment that sought to earmark $600 million of the funds available for local law enforcement block grant funding for rural areas with a population of 50,000 or less; and

Page 20527

The Engel amendment that sought to provide $2 million in funds for the endowment for children's educational television.

Page 20566

Legislative Branch Appropriations: House disagreed to the Senate amendments to H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Packard, Young of Florida, Taylor of North Carolina, Miller of Florida, Wicker, Livingston, Fazio, Thornton, Dixon, and Obey.

Page 20605

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 20615.

Senate Messages: Message received from the Senate today appears on page 20513.

Quorum Calls—Votes: One quorum call (Roll No. 576), one yea-and-nay vote and twelve recorded votes developed during the proceedings of the House today and appear on pages 20532, 20533, 20534, 20535, 20538, 20539, 20561, 20562, 20594, 20595, 20596, 20597, 20604. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:54 p.m.

Committee Meetings

DEBT ISSUANCE AND INVESTMENT PRACTICES ON STATE AND LOCAL GOVERNMENTS

Committee on Banking and Financial Services: Subcommittee on Capital Markets held a hearing on Debt Issuance and Investment Practices on State and Local Governments. Testimony was heard from Representative Cox of California; Paul S. Maco, Director, Office of Municipal Finance, SEC; the following officials of the State of California: Matt Fong, Treasurer; and Kurt Sjoberg, Auditor; and public witnesses.

Hearings continue tomorrow.

TRANSFORMATION OF THE MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and Environment continued hearings on the Transformation of the Medicaid Program. Testimony was heard from Bruce Vladeck, Administrator, Health Care Financing Administration, Department of Health and Human Services; Fife Symington, Governor, State of Arizona; Charles Condon, Attorney General, State of South Carolina; Kay C. James, Secretary, Health and Human Services, State of Virginia; Michael D. McKinney, M.D., Commissioner, Department of Health and Human Services, State of Texas; Robert Corker, Commissioner, Department of Finance and Administration, State of Tennessee; Jean Thorne, Director, Office of Medical Assistance, State of Oregon; and public witnesses.

Hearings continue August 1.

OPM PRIVATIZATION INITIATIVES

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on OPM Privatization Initiatives: Contracting Out Training. Testimony was heard from Representative Klug; James B. King, Director, OPM; Philip H. Hudson, Director, Graduate School, USDA; and public witnesses.

DISTRICT OF COLUMBIA CONVENTION CENTER AND SPORTS ARENA AUTHORIZATION ACT

Committee on Government Reform and Oversight: Subcommittee on District of Columbia approved for full Committee action H.R. 2108, District of Columbia Convention Center and Sports Arena Authorization Act of 1995.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported the following measures: H. Res. 181, encouraging the peace process in Sri Lanka; and H. Con. Res. 80, amended, expressing the sense of Congress that the United States should recognize the concerns of the peoples of Oceania and call upon the Government of France to cease all nuclear testing at the Moruroa and Fangataufa atolls.

REORGANIZATION OF THE FEDERAL ADMINISTRATIVE JUDICIARY ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 1802, Reorganization of the Federal Administrative Judiciary Act. Testimony was heard from Senator Heflin; Representatives Bevill, Frank of Massachusetts and Kanjorski; John W. Hardwicke, Chief Administrative Law Judge, Office of Hearings and Appeals, State of Maryland; and public witnesses.

OVERSIGHT—WACO

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on National Security, International Affairs, and Criminal Justice continued oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from the following officials of the Department of Justice: Jim Cavanaugh, Special Agent, Bureau of Alcohol, Tobacco and Firearms; Pete Smerick, former Criminal Investigative Analyst, Byron Sage, SSRA in Austin, Gary Noesner, SSA in Quantico and Jeffrey

Jamar, former SAC in San Antonio, all with the FBI; Hays Parks, Treaty Specialist, Department of Defense; and public witnesses.

Hearings continue tomorrow.

DEFENSE BASE CLOSURE ACT

Committee on National Security: Agreed to adversely report H.J. Res. 102, disapproving the recommendations of the Defense Base Closure and Realignment Commission.

CYBERPORN: PROTECTION OF OUR CHILDREN FROM THE BACK ALLEY OF INTERNET

Committee on Science: Subcommittee on Basic Research and Subcommittee on Technology held a joint hearing on Cyberporn: Protecting Our Children From the Back Alleys of the Internet. Testimony was heard from Kevin Manson, Legal Division, Federal Law Enforcement Training Center, Department of the Treasury; and public witnesses.

OSHA REFORM

Committee on Small Business: Held a hearing on OSHA Reform. Testimony was heard from Representative Norwood; Joseph A. Dear, Assistant Secretary, Occupational Safety and Health, Department of Labor; and public witnesses.

CLARIFYING THE STATUS OF INDEPENDENT CONTRACTORS

Committee on Small Business: Subcommittee on Taxation and Finance held a hearing on the need to clarify the status of independent contractors. Testimony was heard from Representatives Christensen and Kim; and public witnesses.

Hearings continue August 2.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Jack Romanos, President, Simon and Schuster Consumer Group; Peggy Binzel, Vice President, Government Relations, News Corporation; Preston Padden, President, Network Distribution, Fox Broadcasting Co.; and Jack McKeown, Senior Vice President and Publisher, Adult Trade Division, Harper/Collins Publishers, Inc.

Will continue tomorrow.

O'GRADY SHOOTDOWN

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on the O'Grady Shootdown. The Committee was briefed by departmental witnesses.

CHINA PROLIFERATION

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on China Proliferation. The Committee was briefed by departmental witnesses.

Thursday, July 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 20631–20731

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 1078–1085, and S. Res. 157.

Page 20708

Measures Reported: Reports were made as follows:

H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–120)

H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996, and for other purposes, with amendments. (S. Rept. No. 104–121)

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for fiscal year 1996". (S. Rept. No. 104–122)

Page 20707

Measures Passed:

Commending Senator Robert C. Byrd: Senate agreed to S.Res. 157, commending Senate Robert Byrd for casting 14,000 votes.

Page 20639

Ryan White CARE Act Authorizations: By 97 yeas to 3 nays (Vote No. 338), Senate passed S. 641, to reauthorize the Ryan White CARE Act of 1990, after taking action on further amendments proposed thereto, as follows:

Pages 20631, 20641

Adopted:

(1) By 54 yeas to 45 nays (Vote No. 333), Helms Amendment No. 1854, to prohibit the use of amounts made available under this Act for the promotion or encouragement of homosexuality or intravenous drug use.

Pages 20638, 20641

(2) By a unanimous vote of 99 yeas (Vote No. 335), Helms Amendment No. 1856, to ensure that Federal employees will not be required to attend or participate in AIDS or HIV training programs.

Page 20639

(3) By 76 yeas to 23 nays (Vote No. 337), Kassebaum Amendment No. 1858, to prohibit the use of funds to fund AIDS programs designed to promote or encourage intravenous drug use or sexual activity.

Page 20644

(4) Kassebaum Amendment No. 1860, to limit amounts expended for AIDS or HIV activities from exceeding amounts expended for cancer.

Pages 20638, 20643

Rejected:

(1) By 32 yeas to 67 nays (Vote No. 334), Helms Amendment No. 1855, to limit amounts appropriated for each of fiscal years 1996 through 2000 under title XXVI of the Public Health Service Act to the level of such appropriations in fiscal year 1995.

Page 20639

(2) By 15 yeas to 84 nays (Vote No. 336), Helms Amendment No. 1857, to limit amounts appropriated for AIDS or HIV activities from exceeding amounts appropriated for cancer.

Page 20641

Congressional Gift Reform: Senate resumed consideration of S. 1061, to provide for congressional gift reform, taking action on amendments proposed thereto, as follows:

Pages 20678, 20682

Adopted:

(1) Brown Amendment No. 1873 (to Amendment No. 1872), to amend the Standing Rules of the Senate to require Senators and employees of the Senate to make a more detailed disclosure the value of certain assets under title I of the Ethics in Government Act of 1978.

Page 20686

(2) Stevens Amendment No. 1876 (to Amendment No. 1872), to permit gifts to a family member of a Member, officer, or employee under certain circumstances.

Page 20699

(3) Ford Amendment No. 1877 (to Amendment No. 1872), to make a technical correction.

Page 20704

Pending:

(1) McCain Modified Amendment No. 1872, in the nature of a substitute.

Page 20683

(2) Murkowski Amendment No. 1874 (to Amendment No. 1872), to permit reimbursement for travel and lodging at charitable political events.

Page 20692

(3) Lott Amendment No. 1875 (to Amendment No. 1872), to change the maximum total value of gifts that can be accepted from a single source in one year from $50 to $100.

Page 20697

A unanimous-consent time agreement was reached providing for further consideration of the bill, the pending amendments, and certain further amendments to be proposed thereto, on Friday, July 28, 1995, with votes to occur thereon.

Page 20703

Department of State Authorizations—Cloture Vote Postponed: By unanimous consent, the vote on the motion to close further debate on the motion to proceed to consideration of S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the United States Arms Control and Disarmament Agency, and the Agency for International Development, scheduled to occur on Friday, July 28, was postponed until Monday, July 31, 1995.

Page 20697

Foreign Assistance Authorizations—Cloture Vote Vitiated: By unanimous consent, the vote schedule on the motion to close further debate on the motion to proceed to consideration of S. 961, to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997, scheduled to occur on Friday, July 28, 1995, was vitiated.

Page 20697

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the report relative to organizations that threaten to disrupt the Middle East peace process; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–68).

Page 20705

Nominations Received: Senate received the following nominations:

Charles B. Curtis, of Maryland, to be Deputy Secretary of Energy.

Don Lee Gevirtz, of California, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Nauru, Ambassador Extraordinary and Plenipotentiary of the United States of America to the Kingdom of Tonga, and Ambassador Extraordinary and Plenipotentiary of the United States of America to Tuvalu.

Joan M. Plaisted, of California, to be Ambassador to the Republic of the Marshall Islands, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Kiribati.

James Allan Hurd, Jr., of the Virgin Islands, to be United States Attorney for the District of the Virgin Islands for the term of four years.

Elisabeth Griffith, of Virginia, to be a Member of the Board of Trustees of the James Madison Memorial Foundation for the remainder of the term expiring September 27, 1996.

Marc R. Pacheco, of Massachusetts, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring October 3, 2000.

Louise L. Stevenson, of Pennsylvania, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 17, 1999.

1 Air Force nomination in the rank of general.

Page 20731

Messages From the President: **Page 20705**

Messages From the House:	Page 20706
Measures Referred:	Page 20706
Petitions:	Page 20706
Executive Reports of Committees:	Page 20707
Statements on Introduced Bills:	Page 20708
Additional Cosponsors:	Page 20719
Amendments Submitted:	Page 20720
Notices of Hearings:	Page 20728
Authority for Committees:	Page 20728
Additional Statements:	Page 20729

Record Votes: Six record votes were taken today. (Total–338) **Pages 20638, 20639, 20643, 20644, 20645**

Recess: Senate convened at 9:15 a.m., and recessed at 9:55 p.m., until 9 a.m., on Friday, July 28, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 20731.)

Committee Meetings

APPROPRIATIONS—TREASURY/ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 2020, making appropriations for the Department of the Treasury, the United States Postal Service, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 1996, with amendments; and

H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, with amendments.

SPECTRUM REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on proposed legislation to reform Federal Communications Commission procedures with regard to their use of auctions for the allocation of radio spectrum frequencies for commercial use, after receiving testimony from Wayne Perry, McCaw Cellular Communications, Inc. and AT&T Wireless Services, Kirkland, Washington; Stanley S. Hubbard, Hubbard Broadcasting, Inc., St. Paul, Minnesota; David C. Nagel, Apple Computer, Inc., Cupertino, California; George Fath, Ericsson, Inc., Lynchburg, Virginia; Charles L. Jackson, Strategic Policy Research, Inc., Bethesda, Maryland; Dale N. Hatfield, Hatfield Associates, Inc., Boulder, Colorado; Eli M. Noam, Columbia Institute for Tele-Information/Columbia University, New York, New York; and Merle Gilmore, Motorola, Inc., Peter K. Pitsch, Hudson Institute, on behalf of the Progress and Freedom Foundation, Larry F. Darby, Darby Associates, Henry Geller, Markle Foundation, and George Reed-Dellinger, Washington Analysis Corporation, all of Washington, D.C.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of John Raymond Garamendi, of California, to be Deputy Secretary of the Interior, after the nominee testified and answered questions in his own behalf.

MEDICAID MATCHING FORMULA

Committee on Finance: Committee held hearings on the status of and proposed revisions to the formula used to share the cost of the Medicaid program between the Federal and State governments, receiving testimony from Sarah F. Jaggar, Director, Health Financing and Policy Issues, Health, Education, and Human Services Division, General Accounting Office; Jerry Cromwell, Health Economics Research, Inc., Waltham, Massachusetts; Richard P. Nathan, State University of New York, Albany; Paul E. Peterson, Harvard University, Cambridge, Massachusetts; and Robert P. Strauss, Carnegie-Mellon University, Pittsburgh, Pennsylvania.

Hearings were recessed subject to call.

DEPARTMENT OF COMMERCE

Committee on Governmental Affairs: Committee continued hearings on S. 929, to abolish the Department of Commerce, receiving testimony from Clayton Yeutter, former Secretary of Agriculture and former United States Trade Representative, Barbara Hackman Franklin, former Secretary of Commerce, Paul R. Huard, National Association of Manufacturers, Clyde V. Prestowitz, Economic Strategy Institute, Edward L. Hudgins, Cato Institute, Murray Comarow, American University, and Jeffrey C. Smith, Commercial Weather Services Association, all of Washington, D.C.; Murray Weidenbaum, Washington University, St. Louis, Missouri, former Council of Economic Advisors; John A. Knauss, University of Rhode Island, Saunderstown, former Under Secretary of Commerce for Oceans and Atmosphere; Edward H. Kwiatkowski, Cleveland Advanced Manufacturing Program, Cleveland, Ohio; and Bryan Norcross, WTVJ–NBC, Miami, Florida.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of A. Wallace Tashima, of California, to be United States Circuit Judge for the Ninth Circuit, Catherine C. Blake, to be United States District Judge for the District of Maryland, Andre M. Davis, to be United States District Judge for the District of Maryland, B. Lynn Winmill, to be United States District Judge for the District of Idaho, and Edward Scott Blair, to be United States Marshal for the Middle District of Tennessee.

PRISON REFORM

Committee on the Judiciary: Committee held hearings on proposals to strengthen the effectiveness and efficiency of the Federal/State prison system, including related provisions of S. 400, S. 3, S. 38, S. 866, S. 930, H.R. 667, receiving testimony from Senators Hutchison and Gramm; John R. Schmidt, Associate Attorney General of the United States, Department of Justice; William P. Barr, former Attorney General of the United States, and Paul T. Cappuccio, Kirkland and Ellis, former Associate Deputy Attorney General of the United States, both of Washington, D.C.; Arizona Deputy Attorney General Andrew Peyton Thomas, Phoenix; John Dilulio, Princeton University, Princeton, New Jersey; Lynne Abraham, Philadelphia, Pennsylvania, on behalf of the National District Attorneys Association; Michael Gadola, Michigan Office of Regulatory Reform, Lansing; Bob Watson, Delaware Department of Corrections, Dover; Kathleen Finnegan, STOP, Punta Gorda, Florida; O. Lane McCotter, Utah Department of Corrections, Salt Lake City; Timothy P. Cole, Wackenhut Corrections Corporation, Coral Gables, Florida; James A. Collins, Texas Department of Criminal Justice, on behalf of the American Correctional Association, and Steve J. Martin, both of Austin, Texas; and Zee B. Lamb, Pasquotank County, North Carolina, on behalf of the National Association of Counties.

Hearings were recessed subject to call.

AUTHORIZATION—SUBSTANCE ABUSE/MENTAL HEALTH SERVICES

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for the Substance Abuse and Mental Health Services Administration, after receiving testimony from Philip Lee, Assistant Secretary for Health, Nelba Chavez, Administrator, Substance Abuse and Mental Health Services Administration, and Alan I. Leshner, Director, National Institute on Drug Abuse, National Institutes of Health, all of the Department of Health and Human Services; Mathea Falco, Drug Strategies, former Assistant Secretary of State for International Narcotics Matters, John P. Walters, New Citizenship Project, former Acting Director and Deputy Director for Supply Reduction, Office of National Drug Control Policy, and E. Fuller Torrey, St. Elizabeths Hospital, all of Washington, D.C.; Pamela K. Marshall, Arkansas Division of Mental Health Services, Little Rock; Howard H. Goldman, University of Maryland School of Medicine, Baltimore, on behalf of the Judge David L. Bazelon Center for Mental Health Law; Joseph A. Rogers, Mental Health Association of Southeastern Pennsylvania, Philadelphia, on behalf of the National Mental Health Association and the National Consumer Self-Help Clearinghouse; and Ellen M. Weber, Legal Action Center, New York, New York, on behalf of the National Coalition of State Alcohol and Drug Treatment and Prevention Associations.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Roger C. Adams, Counsel to the Deputy Attorney General, and Scott Salter, Special Agent, Federal Bureau of Investigation, both of the Department of Justice; Donald A. Flynn, Special Agent, Presidential Protective Division, United States Secret Service, Department of the Treasury; and Michael L. Spafford, Swidler and Berlin, Washington, D.C.

Hearings continue on Tuesday, August 1.

House of Representatives

Chamber Action

Bills Introduced: Fifteen public bills, H.R. 2123–2137; and two resolutions, H. Con. Res. 87 and 88 were introduced.

Page 20849

Reports Filed: Reports were filed as follows: H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–208); and

H.R. 2127, making appropriations for the departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996 (H. Rept. 104–209).

Pages 20846, 20849

Presidential Message—Middle East Peace: Read a message from the President wherein he reports to Congress on the developments concerning the national emergency with respect to organizations that threaten to disrupt the Middle East peace process—referred to the Committee on International Relations and ordered printed (H. Doc. 104–103).

Page 20746

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, the Judiciary, Resources, Small Business, Transportation and Infrastructure, and Select Intelligence.

Page 20746

VA—HUD Appropriations: House completed all general debate and began reading for amendment on H.R. 2099, making appropriations for the Departments of Vet-

erans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment will resume on Friday, July 28.
Page 20747

When the Committee of the Whole rose, recorded votes had been postponed on the following amendments until Friday, July 28:

The Kaptur amendment that seeks to transfer $234 million from the FEMA disaster relief account to the account for modernization of existing public housing projects; and
Page 20828

The DeFazio amendment that seeks to increase the Veterans Health Administration medical care appropriation by $12 million and reduce the appropriation for the Selective Service System by $16.9 million.
Page 20836

Agreed to:

The Manager's amendment made in order by the rule that increases funding for a variety of VA and HUD programs, offset through additional transfers from FHA and further reductions in HUD and FEMA; strikes the provision that raises the percentage of income used to calculate contribution requirements and assistance payments for section 8 rental assistance up from 30 to 32 percent; strikes language requiring tenants of federally-assisted housing to pay for utility costs in addition to the minimum $50 rent; adds language making most of the appropriations related to enforcing the Clean Water Act contingent upon the enactment of reauthorizing legislation, inserts language allowing the Secretary of HUD to waive certain terms and conditions on project rental assistance for special needs housing; and makes a variety of other technical and administrative changes; and
Page 20773

The Davis amendment, as amended by the Lewis of California amendment, that directs the Administrator of EPA to cease any further hiring in the Agency's Office of Research and Development.
Page 20773

Rejected:

The Obey amendment that sought to reduce NASA's human space flight account by $1.6 billion; and increase VA medical care by $230 million, NASA space, aeronautics, and technology research and development by $400 million, annual contributions for assisted housing by $200 million and the account for special needs housing for the elderly, disabled, and persons with AIDS by $200 million (rejected by a recorded vote of 126 ayes to 299 noes, Roll No. 587);
Pages 20774, 20801

The Stokes amendment that sought to permit the Secretary of HUD to reallocate funds for housing voucher assistance to public housing modernization, drug elimination grants, and section 8 incremental assistance if authorizing legislation for the voucher program was not enacted by December 31, 1995 (rejected by a recorded vote of 187 ayes to 237 noes, Roll No. 588);
Pages 20791, 20802

The Kennedy of Massachusetts amendment that sought to transfer the $320 million appropriation for FEMA disaster to the annual contributions for assisted housing account, and exempt elderly and disabled recipients from rent increases (rejected by a recorded vote of 177 ayes to 248 noes, Roll No. 589);
Pages 20791, 20802

The Frank of Massachusetts amendment that sought to increase the appropriation for annual contributions for assisted housing by $331.16 million, and strike language that raises the percentage of family income used to calculate contribution requirements and assistance payments for section 8 rental assistance (rejected by a recorded vote of 158 ayes to 265 noes, Roll No. 590);
Pages 20951, 20803

The Klug amendment that sought to waive the section 8 "take one, take all" provision for the Sommerset Circle housing complex in Madison, Wisconsin (rejected by a recorded vote of 76 ayes to 348 noes, Roll No. 591);
Pages 20798, 20804

The Hefley amendment that sought to reduce the HUD management and administration salaries and expenses appropriation by $112.8 million (rejected by a recorded vote of 184 ayes to 239 noes, Roll No. 592);
Pages 20811, 20825

The Stokes amendment that sought to strike language directing local housing authorities to delay issuing new vouchers or certificates for section 8 incremental assistance until October 1, 1996, and to slow the rate at which public housing projects are developed during fiscal year 1996 (rejected by a recorded vote of 185 ayes to 235 noes, Roll No. 593);
Pages 20813, 20826

The Vento amendment that sought to increase funding for homeless assistance grants by $184 million and funding for FEMA emergency management planning and assistance by $30 million, and reduce FEMA disaster relief funding by $235 million (rejected by a recorded vote of 160 ayes to 260 noes, Roll No. 594); and
Pages 20815, 20827

The Kennedy of Massachusetts amendment that sought to strike language that prohibits HUD from issuing or enforcing any requirement or regulation relating to the application of the Fair Housing Act to the business of, or any activity pertaining to, property insurance (rejected by a recorded vote of 157 ayes to 266 noes, Roll No. 595).
Pages 20819, 20827

The following were offered but subsequently withdrawn:

The Weldon of Florida amendment to the pending DeFazio amendment that sought to increase the VA major project construction account, rather than the medical care account, by $12 million; and

Page 20840

The Dingell motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken

Page 20843

Points of order were sustained against the following amendments:

The Kaptur amendment that sought to provide $290 million for drug elimination grants for low-income housing, and reduce the appropriation for FEMA disaster relief by $34.5 million;

Page 20805

The Stokes amendment that sought to permit HUD fair housing activities funding to be used for the Fair Housing Initiatives Program;

Page 20809

H. Res. 201, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 230 yeas to 189 nays, Roll No. 586.

Page 20735

Meeting Hour: Agreed that the House will meet at 9 a.m. on Friday July 28.

Page 20846

Recess: House recessed at 11:25 p.m. and reconvened at 11:32 p.m.

Page 20848

Senate Messages: Message received from the Senate today appears on page 20732.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 20850.

Quorum Calls—Votes: One yea-and-nay vote and nine recorded votes developed during the proceedings of the House today and appear on pages 20745, 20801, 20802, 20803, 20804, 20805, 20820, 20827. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:32 p.m.

Committee Meetings

FARM CREDIT SYSTEM REGULATORY RELIEF ACT

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry approved for full Committee action amended H.R. 2029, Farm Credit System Regulatory Relief Act of 1995.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Marsha Martin, Chairman, Farm Credit Administration.

D.C. FINANCES

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Task Force Proposals. Testimony was heard from Representatives Lazio, Heineman, Talent, Houghton, and Gunderson.

DEBT ISSUANCE AND INVESTMENT PRACTICE ON STATE AND LOCAL GOVERNMENTS

Committee on Banking and Financial Services: Subcommittee on Capital Markets concluded hearings on Debt Issuance and Investment Practices on State and Local Governments. Testimony was heard from Robert Seale, Treasurer, State of Nevada; the following officials of the State of Ohio: Ken Blackwell, Treasurer; and Timothy Riordan, Finance Director, City of Dayton; and public witnesses.

SAFETY AND HEALTH IMPROVEMENT AND REGULATORY REFORM ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections concluded hearings on H.R. 1834, Safety and Health Improvement and Regulatory Reform Act of 1995. Testimony was heard from Representatives Rahall and Mascara; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 1670, Federal Acquisition Reform Act; and H.R. 2108, District of Columbia Convention Center and Sports Arena Authorization Act of 1995.

OVERSIGHT—WACO

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice and the Subcommittee on Crime of the Committee on the Judiciary continued oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from the following officials of the FBI, Department of Justice: Larry Potts, former Assistant Director, Criminal Investigations; Anthony Betz, CS Gas Expert; Dick Rogers, former head of Hostages Rescue Team; Jeffrey Jamar, former SAC in San Antonio; and Byron Sage, SSRA in Austin.

Will continue tomorrow.

HONG KONG AFTER 1997

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Hong Kong After 1997. Testimony was heard from Kent Wiedemann, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

COMPREHENSIVE PLAN OF ACTION FOR SOUTHEAST ASIAN REFUGEES

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Comprehensive Plan of Action for Southeast Asian Refugees. Testimony was heard from public witnesses.

LEGAL SERVICES CORPORATION REAUTHORIZATION

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law continued hearings on the Reauthorization of the Legal Services Corporation. Testimony was heard from Representatives Berman and Dornan; Alan D. Bersin, U.S. Attorney for the Southern District of California, Department of Justice; Edouard R. Quatrevaux, Inspector General, Legal Services Corporation; Thomas J. Madden, former General Counsel, Law Enforcement Assistance Administration, Department of Justice; the following former officials of the Legal Services Corporation: Penny Pullen and Howard H. Dana, members of the Board; Terrance Wear, President and Mike Wallace, Chairman; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action the following bills: H.R. 1734, National Film Preservation Act of 1995; H.R. 1270, Madrid Protocol Implementation Act; H.R. 1295, amended, Federal Trademark Dilution Act of 1995; H.R. 632, to enhance fairness in compensating owners of patents used by the United States; and H.R. 1506, amended, Digital Performance Right in Sound Recordings Act of 1995.

OVERSIGHT

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing on the management alternatives of Outer Continental Shelf oil and gas resources, including the Administration's proposals to (1) sell the royalty stream, and (2) transfer of the Minerals Management Service to another Federal agency. Testimony was heard from Cynthia Quarterman, Director, Minerals Management Service, Department of the Interior; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on the following bills: H.R. 2100 and H.R. 2005, to direct the Secretary of the Interior to make technical corrections to maps relating to the Coastal Barrier Resources System; and H.R. 1741, to provide for the conveyance of the C.S.S. Hubley to the State of South Carolina. Testimony was heard from Representatives Sanford, Callahan, Fowler and Foley; from the following officials of the Department of the Interior: Dan Ashe, Deputy Director, External Affairs, U.S. Fish and Wildlife Service; and Edwin C. Bearss, Special Assistant to the Director for Military Sites, National Park Service; Charles M. Condon, Attorney General, State of South Carolina; and public witnesses.

RIGHTS-OF-WAY

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 2081, to recognize the validity of rights-of-way granted under section 2477 of the Revised Statutes. Testimony was heard from John D. Leshy, Solicitor, Department of the Interior; and public witnesses.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Representative Gingrich; and Adrian Zackheim, Harper/Collins.

DISTRICT OF COLUMBIA EMERGENCY HIGHWAY RELIEF ACT

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 2017, District of Columbia Emergency Highway Relief Act.

AIRLINE FLIGHT DELAYS

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on reasons for, and reporting of, Airline Flight Delays. Testimony was heard from the following officials of the Department of Transportation: John Lieber, Deputy Assistant Secretary, Transportation Policy; and Bill F. Jeffers, Director, Air Traffic Services, FAA; and public witnesses.

GSA LEASING PROGRAM

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the GSA Leasing Program. Testimony was heard from Ken Kimbrough, Commissioner, Public Buildings Service, GSA; Bruce A. Lehman, Assistant Secretary and Commissioner of Patents and Trademarks, Department of Commerce; and Bob Peck, Deputy Director, Congressional Affairs Office, FCC.

STANDARDS FOR HEALTH PLANS PROVIDING COVERAGE IN MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health and the Subcommittee on Health and Environment of the Committee on Commerce held a joint hearing on Standards for Health Plans Providing Coverage in the Medicare Program. Testimony was heard from Carlotta Joyner, Associate Director, Federal Health Care Delivery Issues, Health, Education, and Human Services Division, GAO; and public witnesses.

INTELLIGENCE COMMUNITY IN THE 21ST CENTURY

Permanent Select Committee on Intelligence: Continued hearings on IC21. Testimony was heard from Lt. Gen. Brent Scowcroft, USA (Ret.), former National Security Advisor; Ambassador Robert Kimmitt, former Ambassador to Germany and Executive Secretary, National Security Council; and Joseph Massey, former Assistant U.S. Trade Representative.

Joint Meetings

APPROPRIATIONS—LEGISLATIVE BRANCH

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996.

◆◆◆◆◆◆◆◆◆◆◆

Friday, July 28, 1995

Senate

Chamber Action

Routine Proceedings, pages 20939–21006

Measures Introduced: Eight bills and two resolutions were introduced, as follows: S. 1086–1093, S. Res. 158, and S. Con. Res. 22.

Page 20970

Measures Reported: Reports were made as follows:

S. 852, to provide for uniform management of livestock grazing on Federal land, with an amendment in the nature of a substitute. (S. Rept. No. 104–123)

S. 1087, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996. (S. Rept. No. 104–124)

H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–125)

Page 20970

Measures Passed:

Congressional Gift Reform: By a unanimous vote of 98 yeas (Vote No. 342), Senate agreed to S. Res. 158, to provide for congressional gift reform, after completing action on S. 1061, to provide for congressional gift reform, after taking action on further amendments proposed thereto, as follows:

Page 20939

Adopted:

(1) McCain Modified Amendment No. 1872, in the nature of a substitute.

Page 20939

(2) By 54 yeas to 46 nays (Vote No. 340), Lott Amendment No. 1875 (to Amendment No. 1872), to change the maximum total value of gifts that can be accepted from a single source in one year from $50 to $100.

Page 20939

(3) By 75 yeas to 23 nays (Vote No. 341), Byrd Amendment No. 1878 (to Amendment No. 1872), to express the sense of the Senate that the Judicial Conference of the United States should review and evaluate the Judiciary's gift rules.

Page 20945

(4) Stevens Amendment No. 1879 (to Amendment No. 1872), to allow the Committee on Rules and Administration to accept gifts on behalf of the Senate.

Page 20949

(5) Wellstone Amendment No. 1880 (to Amendment No. 1872), to clarify the aggregate limit.

Page 20749

Rejected:

By 39 yeas to 60 nays (Vote No. 339), Murkowski Amendment No. 1874 (to Amendment No. 1872), to permit reimbursement for travel and lodging at charitable political events.

Page 20939

Subsequently, S. 1061 was indefinitely postponed.

Page 20952

Department of State Authorizations: Senate began consideration of S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the United States Arms Control and Disarmament Agency, and the Agency for International Development.

Page 20953

During consideration of this bill today, the following also occurred:

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, August 1, 1995.

Page 20953

Subsequently, the cloture vote on the motion to proceed to consideration of the bill, scheduled for Monday, July 31, 1995, was vitiated.

Page 20953

Senate will resume consideration of the bill on Monday, July 31, 1995.

Military Construction Appropriations, 1996—Conferees: The Chair appointed conferees on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, as follows: Senators Burns, Stevens, Shelby, Gregg, Reid, Inouye, and Byrd.

Page 21003

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the continuation of the national emergency with Iraq; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–69)

Page 20968

Transmitting the report under the Generalized System of Preferences program; referred to the Committee on Finance. (PM–70)

Page 20969

Nominations Confirmed: Senate confirmed the following nominations:

2 Air Force nominations in the rank of general.

61 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

6 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Navy. **Pages 21003, 21006**

Messages From the President: **Page 20969**

Petitions: **Page 20969**

Executive Reports of Committees: **Page 20970**

Statements on Introduced Bills: **Page 20971**

Additional Cosponsors: **Page 20992**

Amendments Submitted: **Page 20995**

Notices of Hearings: **Page 20996**

Authority for Committees: **Page 20996**

Additional Statements: **Page 20996**

Record Votes: Four record votes were taken today. (Total–342) **Pages 20940, 20942, 20949, 20952**

Recess: Senate convened at 9 a.m., and recessed at 2:39 p.m., until 12:30 p.m., on Monday, July 31, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 21006.)

Committee Meetings

APPROPRIATIONS—INTERIOR/DEFENSE

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, with amendments; and

An original bill (S. 1087) making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Herbert F. Collins, of Massachusetts, to be a Member of the Thrift Depositor Protection Oversight Board, Resolution Trust Corporation, and Maria Luisa Mabilangan Haley, of Arkansas, to be a Member of the Board of Directors of the Export-Import Bank of the United States, after the nominees testified and answered questions in their own behalf.

SAVINGS ASSOCIATION INSURANCE FUND

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the condition of the Savings Association Insurance Fund, focusing on recommendations to remedy its insolvency, after receiving testimony from John D. Hawke, Jr., Under Secretary for Domestic Finance, and Jonathan L. Fiechter, Acting Director, Office of Thrift Supervision, both of the Department of the Treasury; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Ricki Helfer, Chairman, Federal Deposit Insurance Corporation; David E.A. Carson, People's Bank, Bridgeport, Connecticut, on behalf of the America's Community Bankers; Richard L. Mount, Saratoga National Bank, Saratoga, California, on behalf of the Independent Bankers Association of America; and Howard L. McMillan, Jr., Deposit Guaranty National Bank, Jackson, Mississippi, on behalf of the American Bankers Association.

DEBT LIMIT

Committee on Finance: Committee held hearings on issues with regard to raising the public debt limit, focusing on its relation to the deficit and its impact on financial markets, receiving testimony from Representative Nick Smith; John D. Hawke, Jr., Under Secretary of the Treasury for Domestic Finance; James L. Blum, Deputy Director, Congressional Budget Office; and Susan Hering, Salomon Brothers Inc., and Richard M. Kelly, Aubrey G. Lanston & Co., Inc., on behalf of the Public Securities Association, both of New York, New York.

Hearings were recessed subject to call.

HEALTH INSURANCE/DOMESTIC VIOLENCE

Committee on Labor and Human Resources: Committee concluded hearings on proposals to prohibit insurers from denying health insurance coverage, benefits, or varying premiums based on the status of an individual as a victim of domestic violence, including related provisions of S. 524, S. 1028, and H.R. 1201, after receiving testimony from Senator Reid; Representatives Morella, Molinari, English, and Ramstad; Nancy Durborow, Pennsylvania Coalition Against Domestic Violence, Harrisburg, on behalf of the Women's Law Project; Peg Echols, State Farm Insurance Companies, Washington, D.C.; Timothy T. Flaherty, Neenah, Wisconsin, on behalf of the American Medical Association; Sheila Wellstone, St. Paul, Minnesota; and Deborah Senn, Olympia, Washington.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 2138–2141 were introduced. **Page 20937**

Reports Filed: Reports were filed as follows:

H.R. 1601, to authorize appropriations to the National Aeronautics and Space Administration to develop, assemble, and operate the International Space Station, amended (H. Rept. 104–210);

H.R. 629, to authorize the Secretary of the Interior to participate in the operation of certain visitor facilities associated with, but outside the boundaries of, Rocky Mountain National Park in the State of Colorado (H. Rept. 104–211);

Conference report on H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996 (H. Rept. 104–212);

H. Res. 204, providing for consideration of S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina (H. Rept. 104–213);

H. Res. 205, providing for the consideration of H.R. 2126, Department of Defense Appropriations for fiscal year 1996 (H. Rept. 104–214); and

H.R. 714, to establish the Midewin National Tallgrass Prairie in the State of Illinois, amended (H. Rept. 104–191, Part 2).

Pages 20906, 20934, 20936

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Weller to act as Speaker pro tempore for today.

Page 20859

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, International Relations, the Judiciary, and National Security.

Page 20861

VA–HUD Appropriations: House completed all general debate and continued consideration of H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment will resume on Monday, July 31.

Page 20861

Pending when the Committee of the Whole rose was the Durbin amendment that seeks to provide that any limitation on use of funds shall not apply to the agency's environmental programs and compliance provisions when it is made known that they would restrict the agency's ability to protect humans against exposure to arsenic, benzene, dioxin, lead, or any known carcinogen.

Page 20897

Agreed To:

The Stokes amendment that strikes language that prohibits or limits the Environmental Protection Agency's ability to promulgate, enforce, implement, or take certain actions authorized under environmental laws, including the Clean Air Act, Clean Water Act, and food safety laws (agreed to by a recorded vote of 212 ayes to 206 noes, Roll No. 599); and

Page 20874

The Armey motion that the Committee of the Whole rise (agreed to by a yea-and-nay vote of 258 yeas to 148 nays, Roll No. 600).

Page 20904

Rejected:

The Roemer amendment that sought to strike the $390 million appropriation for funding the space station (rejected by a recorded vote of 132 ayes to 287 noes, Roll. No. 598);

Pages 20861, 20872

The Kaptur amendment that sought to transfer $234 million from the FEMA disaster relief account to the account for modernization of existing public housing projects (rejected by a recorded vote of 192 ayes to 222 noes, Roll No. 596). This amendment was debated on July 27;

Page 20871

The DeFazio amendent that sought to increase the Veterans Health Administration medical care appropriation by $12 million and reduce the appropriation for the Selective Service System by $16.9 million (rejected by a recorded vote of 175 ayes to 242 noes, Roll No. 597). This amendment was debated on July 27; and

Page 20872

The Fields of Louisiana amendment that sought to transfer $819.5 million from NASA's science, aeronautics, and technology appropriation to the Corporation for National Community Service.

Page 20896

Legislative Program: The Majority Leader announced the legislative program for the week of July 31. Agreed to adjourn from Friday to Monday.

Pages 20905, 20915

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of August 2.

Page 20915

Perishable Agricultural Commodities Act: House passed H.R. 1103, entitled "Amendments to the Perishable Agricultural Commodities Act, 1930".

Page 20915

Agreed to the Committee amendment in the nature of a substitute.

Page 20918

Agreed to amend the title.

Page 20918

Presidential Messages: Read the following messages from the President:

Iraqi emergency: Message wherein he notifies Congress on the continuation of the national emergency in Iraq beyond the anniversary date—referred to the Committee on International Relations and ordered printed (H. Doc. 104–104); and

Page 20920

Generalized System of Preferences (GSP): Message wherein he reports that Maldives should be suspended from the GSP program because of insufficient progress in protecting basic labor rights and designate Moldova as a beneficiary developing country for the purposes of the GSP program having satisfied the statutory criteria—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–105).

Page 20920

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 20937.

Senate Messages: Message received from the Senate today appears on page 20859.

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 20871, 20872, 20895, 20804. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 5:20 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following: the Nuclear Regulatory Commission User Fees Reauthorization; H.R. 1020, amended, Integrated Spent Nuclear Fuel Management Act of 1995; and H.R. 1663, Waste Isolation Pilot Plant Land Withdrawal Amendment.

POLITICAL ADVOCACY WITH TAXPAYER DOLLARS

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on Political Advocacy with Taxpayer Dollars. Testimony was heard from Representatives DeLay, Wicker, Skaggs and Sabo; and public witnesses.

UNITED STATES POLICY IN EUROPE

Committee on International Relations: Held a hearing on Overview of United States Policy in Europe. Testimony was heard from Richard C. Holbrooke, Assistant Secretary, European and Canadian Affairs, Department of State; and RAdm. W.H. Wright IV, (USN), Assistant Deputy Chief of Naval Operations, Plans, Policy and Operations, Department of the Navy.

OVERSIGHT—WACO

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on National Security, International Affairs, and Criminal Justice of the Committee on Government Reform and Oversight continued oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from the following officials of the Department of Justice: Mark Richard, Deputy Assistant Attorney General; and Larry Potts, former Assistant Director, Criminal Investigations, FBI; Harry Salem, M.D., Toxicologist, Department of Defense; the following former officials of the Department of Justice: Webster Hubbell, Associate Attorney General; William Sessions, Director; and Floyd Clarke, Deputy Director, both with the FBI; and public witnesses.

Will continue July 31.

DEFENSE APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996. The rule waives clause 2(l)(6) of rule XI (three-day availability for committee reports), clause 7 of rule XXI (three-day availability for committee hearings and reports on appropriation bills), and section 306 of the Congressional Budget Act of 1974 (prohibiting consideration of legislation in the jurisdiction of the Budget Committee unless reported by that committee) against consideration of the bill.

The rule provides for the reading of the bill by title, rather than by paragraph or numbered section, for amendment, and each title is considered as read. The rule waives clause 2 (prohibiting unauthorized and legislative provisions), and clause 6 (prohibiting reappropriations) of rule XXI against provisions in the bill.

The rule provides that an amendment striking sections 8021 and 8024 is considered as adopted in the House and in the Committee of the Whole. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Livingston and Representatives Young of Florida, Kingston, Neumann, Franks of Connecticut, Murtha, Schroeder and Orton.

BOSNIA AND HERZEGOVINA SELF-DEFENSE ACT

Committee on Rules: Granted, by voice vote, a modified closed rule providing 3 hours of debate on S. 21, Bosnia and Herzegovina Self-Defense Act of 1995. The rule makes in order an amendment in the nature of a substitute if offered by the Minority Leader or a designee, which is considered as read, is non-amendable, and is debatable for 1 hour equally divided between the proponent and an opponent. Finally, the rule provides one motion to recommit, which, if including instructions may only be offered by the Minority Leader or a designee. Testimony was heard from Chairman Gilman and Representatives Smith of New Jersey and Hoyer.

LABOR, HHS, EDUCATION APPROPRIATIONS

Committee on Rules: Heard testimony from Representatives Porter, Kolbe, Riggs, Solomon, Sam Johnson of Texas, Cox of California, Morella, Deal of Georgia, Fowler, Ganske, Greenwood, Pryce, Obey, Skaggs, Lowey, Clay and Orton, but no action was taken on H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

◆◆◆◆◆◆◆◆◆◆◆◆

Monday, July 31, 1995

Senate

Chamber Action

Routine Proceedings, pages 21018–21153

Measures Introduced: Five bills were introduced, as follows: S. 1094–1098.

Page 21075

Measures Passed:

District of Columbia Transportation Projects: Senate passed H.R. 2017, to authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996, clearing the measure for the President.

Page 21149

Energy and Water Appropriations, 1996: Senate began consideration of H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996.

Pages 21025, 21033

Senate may resume consideration of the bill on Tuesday, August 1, 1995.

Department of State Authorizations: Senate resumed consideration of S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the United States Arms Control and Disarmament Agency, and the Agency for International Development, taking action on amendments proposed thereto, as follows:

Pages 21037, 21075

Adopted:

Helms Modified Amendment No. 1914, to improve and modify the bill.

Page 21054

By 94 yeas to 2 nays (Vote No. 343), Helms Modified Amendment No. 2026 (to Amendment No. 2025), to cut $10,000,000 in funds for the United Nations if the U.N. Secretary General does not help resolve the overdue debts owned U.S. citizens by diplomats and missions accredited to the United Nations.

Pages 21046, 21070

Rejected:

Kennedy Amendment No. 1977, to express the sense of the Senate that the Senate should debate and vote on whether to raise the minimum wage before the end of the first session of the 104th Congress. (By 49 yeas to 48 nays (Vote No. 344), Senate tabled the amendment.)

Pages 21057, 21070

Nickles/Kassebaum Amendment No. 2029 (to Amendment No. 1977), to express the sense of the Senate that the Senate should debate and vote on comprehensive welfare reform before the end of the first session of the 104th Congress. (The amendment fell when Amendment No. 1977, listed above, was tabled.)

Pages 21063, 21070

During earlier consideration of this amendment today, Senate had agreed to Amendment No. 2029.

Page 21063

Kerrey Amendment No. 2030 (to Amendment No. 1977), to express the sense of the Senate that the Senate should debate and vote on whether to raise the minimum wage before the end of the first session of the 104th Congress. (The amendment fell when Amendment No. 1977, listed above, was tabled.)

Pages 21064, 21070

Pending:

Dole Amendment No. 2025, to withhold certain funds for international conferences if funds were expended for U.S. participation in the United Nations Fourth World Conference on Women while Harry Wu was being detained in China.

Page 21046

Helms Amendment No. 2031, to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997.

Page 21071

Kerry (for Boxer) Amendment No. 2032 (to Amendment No. 2025), to express the sense of the Senate regarding the arrest of Harry Wu by the Government of the People's Republic of China.

Page 21072

Hutchison Amendment No. 2033 (to Amendment No. 2025), to express the sense of the Congress that the United Nations Fourth World Conference on Women, to be held in Beijing, China, should promote a representative American perspective on issues of equality, peace and development.

Page 21073

During consideration of the bill today, the following also occurred:

A second motion was entered to close further debate on the bill and, by unanimous-consent agreement, a vote on the motion will, if necessary, occur at 2:15 p.m., on Tuesday, August 1, 1995.

Page 21075

Senate will resume consideration of the bill on Tuesday, August 1, 1995, with a vote on the first cloture motion to occur at 10 a.m.

Nominations Confirmed: Senate confirmed the following nominations:

Routine lists in the Marine Corps.

Pages 21150, 21153

Messages From the House: Page 21075

Measures Referred: Page 21075

Measures Placed on Calendar: Page 21075

Statements on Introduced Bills: Page 21075

Additional Cosponsors: Page 21080

Amendments Submitted: Page 21081

Authority for Committees: Page 21148

Additional Statements: Page 21148

Record Votes: Two record votes were taken today. (Total–344) Page 21070

Recess: Senate convened at 12:30 p.m., and recessed at 8:07 p.m., until 9:30 a.m., on Tuesday, August 1, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 21150.)

Committee Meetings

MEDICARE FRAUD AND ABUSE

Committee on Finance: Committee held hearings to examine proposals to reduce fraud, waste and abuse in the Medicare program, including S. 1088, to provide for enhanced penalties for health care fraud, receiving testimony from Senator Cohen; June Gibbs Brown, Inspector General, Department of Labor and Human Services; Sarah F. Jaggar, Director, Health Financing and Policy Issues, Health, Education and Human Services Division, General Accounting Office; Charles L. Owens, Financial Crimes Section, Federal Bureau of Investigation, Department of Justice; and Paul N. Van de Water, Assistant Director, Budget Analysis Division, Congressional Budget Office.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2142–2147; and 1 resolution, H. Con. Res. 89 were introduced. Page 21226

Reports Filed: Reports were filed as follows:

H.R. 701, to authorize the Secretary of Agriculture to convey lands to the City of Rolla, Missouri, amended (H. Rept. 104–215);

H.R. 1874, to modify the boundaries of the Talladega National Forest, Alabama, amended (H. Rept. 104–216);

H.R. 2017, to authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996, amended (H. Rept. 104–217, Part 1); and

H.R. 1675, to amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System, amended (H. Rept. 104–218). Page 21226

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today. Page 21154

Recess: House recessed at 10:48 a.m. and reconvened at noon. Page 21156

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on International Relations, Government Reform and Oversight, and the Judiciary. Page 21157

Midewin National Tallgrass Prairie: House passed H.R. 714, to establish the Midewin National Tallgrass Prairie in the State of Illinois. Page 21157

Agreed to the committee amendment in the nature of a substitute, as amended by the Emerson technical amendment. Page 21162

Rolla Ranger District Land Conveyance: House passed H.R. 701, to authorize the Secretary of Agriculture to convey lands to the city of Rolla, Missouri. Page 21162

Agreed to the committee amendment in the nature of a substitute. Page 21163

Talladega National Forest: House passed H.R. 1874, to modify the boundaries of the Talladega National Forest, Alabama. Page 21163

Agreed to the committee amendment in the nature of a substitute. Page 21165

Recess: House recessed at 1:28 p.m. and reconvened at 2 p.m. Page 21171

D.C. Emergency Highway Relief: House voted to suspend the rules and pass H.R. 2017, amended, to authorize an increased Federal share of the costs of certain transportation projects in the District of Columbia for fiscal years 1995 and 1996. Page 21172

Recess: House recessed at 4:30 p.m. and reconvened at 6:02 p.m. Page 21193

VA–HUD Appropriations: By a yea-and-nay vote of 228 yeas to 193 nays, Roll No. 607, the House passed H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996.

Pages 21176, 21193, 21200

By a yea-and-nay vote of 198 yeas to 222 nays, Roll No. 606, rejected the Stokes motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment that provides limitations placed on EPA activities would not apply when it is made known that the limitation would restrict the ability of EPA to protect humans against exposure to arsenic, benzene, dioxin, lead, or any known carcinogen.

Page 21213

On a demand for a separate vote, rejected the Stoke amendment that sought to strike language that prohibits or limits EPA's ability to promulgate, enforce, implement, or take certain actions authorized under environmental laws and food safety laws (rejected by a yea-and-nay vote of 210 yeas to 210 nays, Roll No. 605). This amendment had been agreed to in the Committee of the Whole on Friday, July 28, by a recorded vote of 212 ayes to 206 noes, Roll No. 599).

Page 21212

Rejected:

The Durbin amendment that sought to provide that any limitation on use of EPA funds would not apply to the Agency's environmental programs and compliance provisions when it is made known that the limitation would restrict the Agency's ability to protect humans against exposure to arsenic, benzene, dioxin, lead, or any known carcinogen (rejected by a recorded vote of 188 ayes to 228 noes, Roll No. 602);

Page 21208

The Dingell amendment that sought to increase funding for the Superfund program by $440 million and reduce funding for FEMA disaster relief by $186 million (rejected by a recorded vote of 155 ayes to 261 noes, Roll No. 603); and

Pages 21177, 21209

The Ensign amendment that sought to increase VA medical care to $16.961 billion, reduce NASA's human space flight by $89.5 million, and reduce the National Science Foundation research and related activities by $235 million (rejected by a recorded vote of 121 ayes to 296 noes, Roll No. 604).

Pages 21193, 21210

A point of order was sustained against the Weldon of Florida amendment that sought to transfer $154.7 million from the FEMA disaster relief account to the VA major project construction account for a medical facility in Brevard County.

Page 21207

The Dornan amendment was offered but subsequently withdrawn that sought to prohibit use of funds for the Senior Environmental Employment Program.

Page 21200

Defense Appropriations: House completed all general debate and began reading for amendment on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment under the 5-minute rule will resume on Tuesday, August 1.

Page 21215

Agreed To:

The Neumann amendment that reduces the operational support aircraft program by $50 million;

Page 21220

The Obey amendment that reduces by $50 million the Defense-wide operation and maintenance account; and

Page 21221

The Furse amendment that reduces the Air Force aircraft procurement account by $21.9 million.

Page 21223

The Skaggs amendment was offered but subsequently withdrawn that sought to reduce the Defense-wide operations and maintenance account by $5 million and add $5 million to the Intelligence Community Management account.

Page 21221

H. Res. 205, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 409 yeas to 1 nay, Roll No. 601.

Page 21196

Adjournment Waiver: House agreed to H. Con. Res. 89, waiving provisions of the Legislative Reorganization Act of 1970 requiring adjournment of Congress by July 31.

Page 21223

Senate Messages: Message received from the Senate today appears on page 21156.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 21227.

Quorum Calls—Votes: Four yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 21200, 21209, 21210, 21212 and 21214. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 10:17 p.m.

Committee Meetings

OVERSIGHT—WACO

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice and the Subcommittee on Crime of the Committee on the Judiciary continued joint oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from the following officials of the Department of Justice: Edward S.G. Dennis, Jr., former Assistant Attorney General, Criminal Division; Jeffery Jamar, former SAC in San Antonio, Dick Rogers, former Head of Hostage Rescue Team, R.J. Craig, Special Agent, James McGee, Special Agent, John Morrison, Special Agent and Byron Sage, SSRA in Austin, all with the FBI; and Ambassador H. Allen Holmes, Assistant Secretary, Special Operations and Low Intensity Conflict, Department of Defense.

Will continue tomorrow.

POLITICAL AND SOCIAL CHANGE IN NEW ZEALAND

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Political and Social Change in New Zealand. Testimony was heard from Sandra O'Leary, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

COMMUNICATIONS ACT OF 1995

Committee on Rules: Heard testimony but took no action on H.R. 1555, Communications Act of 1995. Testimony was heard from Chairman Bliley, Representatives Fields, Oxley, Barton of Texas, Paxon, Crapo, Cox, Chairman Hyde, and Representatives Goodlatte, Wolf, Burton of Indiana, Morella, Shays, Manzullo, Bunn, Frelinghuysen, Dingell, Markey, Wyden, Hall of Texas, Towns, Stupak, Conyers, Lofgren, Spratt, Mfume, Kanjorski, Moran, Orton, and Underwood.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, August 1, 1995

Senate

Chamber Action

Routine Proceedings, pages 21244–21329

Measures Introduced: Three bills were introduced, as follows: S. 1099–1101.

Pages 21270, 21304

Measures Passed:

Energy and Water Appropriations, 1996: Senate passed H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Pages 21270, 21304

Adopted:

(1) Domenici (for Reid) Amendment No. 2053 (to committee amendment on page 23, line 7), relating to the expansion of a facility for the storage of uranium.

Page 21271

(2) Jeffords Amendment No. 2054, to increase funds for energy research and development of solar and renewable energy technologies.

Page 21273

Subsequently, the amendment was modified.

Page 21275

(3) By 62 yeas to 38 nays (Vote No. 347), Bumpers Amendment No. 2055, to provide for the termination of the Gas Turbine-Modular Helium Reactor program.

Page 21275

(4) Abraham Amendment No. 2056, to repeal authorizations for the Technical Committee on Verification of Fissile Material and Nuclear Warhead Control and the Technical Panel on Magnetic Fusion.

Page 21281

(5) By 83 yeas to 14 nays, 1 responding present (Vote No. 348), Dorgan Amendment No. 2057, to express the sense of the Senate that the Speaker of the House should move to appoint conferees on S. 4, Line Item Veto immediately, so that the House and Senate may resolve their differences.

Page 21282

(6) Johnston (for Bingaman) Amendment No. 2059, to reduce the energy costs of Federal facilities.

Page 21296

(7) Johnston (for Lautenberg/Bradley) Amendment No. 2060, to provide for the use of funds for the Tokamak Fusion Test Reactor.

Page 21296

(8) Johnston (for Daschle) Amendment No. 2061, to provide funds for the completion of the feasibility study of alternatives for meeting the drinking water needs on the Cheyenne River Sioux Reservation and surrounding communities.

Page 21296

(9) Johnston (for Baucus) Amendment No. 2062, to provide $2 million for Crow Indian energy resource projects.

Page 21296

(10) Johnston (for Byrd) Amendment No. 2063, to provide for the revising of a cost ceiling relating to the flood control project for Petersburg, West Virginia.

Page 21296

(11) Johnston (for Feingold) Amendment No. 2064, to limit funding for the Tennessee Valley Authority Environmental Research Center.

Page 21296

(12) Johnston (for Boxer/Baucus) Amendment No. 2065, to require the Secretary of the Army to submit the plan to reduce the number of division offices within the Army Corps of Engineers to the Senate Committee on Environment and Public Works and the House of Representative Committee on Transportation and Infrastructure.

Page 21296

(13) Domenici (for Hutchison) Amendment No. 2066, to provide for the donation of land to the Army Corps of Engineers, the development of a recreation center, and the designation of land for mitigation.

Page 21300

(14) Domenici (for Grams/Wellstone) Amendment No. 2067, to provide funds for the Marshall, Minnesota flood control project.

Page 21300

(15) Domenici (for Warner) Amendment No. 2068, to provide funds for Virginia Beach erosion control and hurricane protection.

Page 21300

(16) Domenici (for Brown) Amendment No. 2069, to limit the use of funds for the Delaware River Basin Commission.

Page 21300

(17) Domenici (for Brown) Amendment No. 2070, to limit the use of funds for the Susquehanna River Basin Commission.

Page 21300

(18) Domenici (for Gregg/Kempthorne) No. 2071, to provide funds for electrical and utility systems upgrade, Idaho Chemical Processing Plant, Idaho National Engineering Laboratory.

Page 21300

(19) Domenici (for Pressler/Daschle) Amendment No. 2072, to require the Army Corps of Engineers to take such actions as are necessary to obtain and maintain a specified elevation in Lake Traverse, South Dakota and Minnesota.

Page 21301

(20) Domenici (for Dole/Kassebaum) Amendment No. 2073, to provide funds for the Arkansas City flood control project, Kansas.

Page 21301

(21) Domenici (for Hatfield) Amendment No. 2074, to provide funds to undertake the Coos Bay, Oregon project.

Page 20301

(22) Wellstone Amendment No. 2075, to establish interim water levels in Rainy Lake and Namakan Lake, Minnesota.

Page 21301

Rejected:

Grams Amendment No. 2058, to reduce the level of funding for the Appalachian Regional Commission by $40 million. (By 60 yeas to 38 nays (Vote No. 349), Senate tabled the amendment.)

Page 21290

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Domenici, Hatfield, Cochran, Gorton, McConnell, Bennett, Burns, Johnston, Byrd, Hollings, Reid, Kerrey, and Murray.

Page 21308

Waiving Congressional Adjournment: Senate agreed to H. Con. Res. 89, waiving provisions of the Legislative Reorganization Act of 1970 requiring adjournment of Congress by July 31.

Page 21329

Department of State Authorizations: Senate continued consideration of S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the United States Arms Control and Disarmament Agency, and the Agency for International Development, taking action on amendments proposed thereto, as follows:

Pages 21250, 21269

Adopted:

Hutchison Amendment No. 2033 (to Amendment No. 2025), to express the sense of the Congress that the United Nations Fourth World Conference on Women, to be held in Beijing, China, should promote a representative American perspective on issues of equality, peace and development.

Page 21251

Pending:

Dole Amendment No. 2025, to withhold certain funds for international conferences if funds were expended for U.S. participation in the United Nations Fourth World Conference on Women while Harry Wu was being detained in China.

Page 21250

Helms Amendment No. 2031, to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997.

Page 21250

Kerry (for Boxer) Amendment No. 2032 (to Amendment No. 2025), to express the sense of the Senate regarding the arrest of Harry Wu by the Government of the People's Republic of China.

Page 21250

Helms Amendment No. 2041, to express the sense of Congress regarding the consolidation and reinvention of the foreign affairs agencies of the United States.

Page 21251

Helms Amendment No. 2042 (to Amendment No. 2041), in the nature of a substitute.

Page 21260

During consideration of the bill today, the following also occurred:

By 55 yeas to 45 nays (Vote No. 345), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the bill.

Page 21250

By 55 yeas to 45 nays (Vote No. 346), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate again failed to close further debate on the bill.

Page 21269

Subsequently, the bill was returned to the Senate calendar.

Page 21269

Measure Indefinitely Postponed:

Supplemental Appropriations/Rescissions, 1995: Senate indefinitely postponed further consideration of S. 617,

making additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995.
Page 21329

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the national emergency with Iraq; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–71).
Page 21308

Nominations Received: Senate received the following nominations:

Rear Admiral John Carter Albright, National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission.

Bruce W. Greer, of Florida, to be United States District Judge for the Southern District of Florida.
Page 21329

Messages From the President: Page 21308

Messages From the House: Page 21310

Measures Referred: Page 21310

Statements on Introduced Bills: Page 21310

Additional Cosponsors: Page 21313

Amendments Submitted: Page 21313

Authority for Committees: Page 21326

Additional Statements: Page 21326

Record Votes: Five record votes were taken today. (Total–349)
Pages 21250, 21269, 21280, 21287, 21293

Recess: Senate convened at 9:30 a.m., and recessed at 8:43 p.m., until 9 a.m., on Wednesday, August 2, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 21329.)

Committee Meetings

BUDGET REVIEW

Committee on the Budget: Committee concluded hearings on the mid-session review of the 1996 budget, focusing on the Administration's proposal to reduce the Federal deficit and facilitate economic growth, after receiving testimony from Alice M. Rivlin, Director, Office of Management and Budget.

DEPARTMENT OF COMMERCE FUTURE

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine the future of the Department of Commerce, after receiving testimony from Ronald H. Brown, Secretary of Commerce; Edward Hudgins, CATO Institute, and Suzanne Iudicello, Center for Marine Conservation, both of Washington, D.C.; Sergio Mazza, American National Standards Institute, New York, New York; Richard Gowen, South Dakota School of Mines and Technology, Rapid City; Robert W. Cross, Nanophase Technologies Corporation, Burr Ridge, Illinois; and Gary W. Jones, FED Corporation, Hopewell Junction, New York.

OPERATING PERMITS PROVISIONS OF CLEAN AIR ACT

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded oversight hearings on the implementation of Title V of the Clean Air Act of 1990 (P.L. 101–549), relating to Federal operating permits which require industries to comply with certain pollution control requirements, after receiving testimony from Mary Nichols, Assistant Administrator, Office of Air and Radiation, and Steven Herman, Assistant Administrator, Office of Enforcement and Compliance Assurance, both of the Environmental Protection Agency; David Hawkins, Natural Resources Defense Counsel, Washington, D.C.; Paul J. Eisele, Masco Corporation, Taylor, Michigan, on behalf of the American Furniture Association; Richard Wimbish, Techform, Incorporated, Mount Airy, North Carolina, on behalf of the Society of the Plastics Industry, Inc.; Jeff Saitas, Texas Natural Resource Conservation Commission, Austin; Robert Hodanbosi, Ohio Environmental Protection Agency, Columbus; and Dan V. Bartosh, Jr., Dallas, Texas, on behalf of Texas Instruments Corporation and the Air Implementation Reform Coalition.

INTERNATIONAL TRADE ISSUES

Committee on Finance: Subcommittee on International Trade held hearings to examine various international trade issues, focusing on granting most-favored-nation (MFN) tariff status to Cambodia and the permanent extension of MFN tariff status to Bulgaria, proposed legislation to authorize funds for the Generalized System of Preferences program, and the Administration's fiscal year 1996 budget requests for the Office of the United States Trade Representative, the United States International Trade Commission, and the United States Customs Service, receiving testimony from Senator McCain; Charlene Barshefsky, Deputy United States Trade Representative; Vincette L. Goerl, Assistant Commissioner, Office of Finance, and Chief Financial Officer, United States Customs Service, Department of the Treasury; Peter S. Watson, Chairman, United States International Trade Commission; William J. Cunningham, AFL–CIO, Washington, D.C.; Ronald L. Parrish, Tandy Corporation, Forth Worth, Texas; and John L. Smith, Amsurco Incorporated, Mendham, New Jersey.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of William H. Courtney, of West Virginia, to be Ambassador to the Republic of Georgia, James F. Collins, of Illinois, to be Ambassador at Large and Special Advisor to the Secretary of State for the New Independent States, Joseph A. Presel, of Rhode Island, for the rank of Ambassador during his tenure of service as Special Negotiator for Nagorno-Karabakh, Stanley T. Escudero, of Florida, to be Ambassador to the Republic of Uzbekistan, and Lee F. Jackson, of Massachusetts, to be United States Director of the European Bank for Reconstruction and Development, after the nominees testified and answered questions in their own behalf. Mr. Collins was introduced by Senator Simon.

HOUSING FOR OLDER PERSONS ACT

Committee on the Judiciary: Subcommittee on Constitution, Federalism, and Property Rights concluded hearings on H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons, after receiving testimony from Senator Kyl; Stuart Ishimaru, Counsel to the Assistant Attorney General on Civil Rights, Department of Justice; Sara K. Pratt, Director of Investigations, Office of Fair Housing and Equal Opportunity, Department of Housing and Urban Development; Vice Mayor Laurie Van Ardale, Hemet, California; Bill Williams, Federation of Mobile Home Owners of Florida, Inc., Largo, Florida; Kristian Jensen, Jensen's Incorporated, Southington, Connecticut; and James B. Morales, National Center for Youth Law, San Francisco, California.

ANNUAL REFUGEE CONSULTATION

Committee on the Judiciary: Subcommittee on Immigration concluded hearings to examine the President's fiscal year 1996 budget request for refugee admissions, after receiving testimony from Peter Tarnoff, Undersecretary of State for Political Affairs.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Deborah L. Gorham, Assistant to Associate Counsel to the President, former Executive Assistant to the Deputy Counsel to the President; Linda R. Tripp, Deputy Director, Joint Civilian Orientation Conference, United States Department of Defense, former Executive Assistant to the Counsel to the President; and Robert E. Langston, Chief, Charles W. Hume, Captain, and Peter W. Markland, Sergeant, all of the United States Park Police, National Park Service, Department of the Interior.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2148–2158, were introduced.

Page 21441

Reports Filed: Reports were filed as follows:

H.R. 1225, to amend the Fair Labor Standards Act of 1938 to exempt employees who perform certain court reporting duties from compensatory time requirements applicable to certain public agencies, amended (H. Rept. 104–219);

H.J. Res. 102, disapproving the recommendations of the Defense Base Closure and Realignment Commission (H. Rept. 104–220);

H. Res. 206, waiving points of order against the conference report to accompany H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996 (H. Rept. 104–221);

H.R. 1670, to revise and streamline the acquisition laws of the Federal Government and to reorganize the mechanisms for resolving Federal procurement disputes, amended (H. Rept. 104–222, Part 1);

H. Res. 207, providing for the consideration of H.R. 1555, to promote competition and reduce regulation in order to secure lower prices and higher quality services for American telecommunications consumers and encourage the rapid deployment of new telecommunications technologies (H. Rept. 104–223); and

H. Res. 208, providing for consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996 (H. Rept. 104–224).

Page 21440

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Clinger to act as Speaker pro tempore for today.

Page 21330

Recess: House recessed at 9:47 a.m. and reconvened at 10 a.m.

Page 21330

Bosnia and Herzegovina Self-Defense Act: By a yea-and-nay vote of 298 yeas to 128 nays, Roll No. 608, the House passed S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina—clearing the measure for the President.

Page 21337

H. Res. 204, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 21337

Fair Labor Standards Amendments: House passed H.R. 1225, to amend the Fair Labor Standards Act of 1938 to exempt employees who perform certain reporting duties from the compensatory time requirements applicable to certain public agencies.

Page 21388

Agreed to the committee amendment in the nature of a substitute.

Page 21388

Late Report: Committee on Government Reform and Oversight received permission to have until midnight tonight to file reports on H.R. 1670, to revise and streamline the acquisition laws of the Federal Government, and to reorganize the mechanisms for resolving Federal procurement disputes and H.R. 2108, District of Columbia Convention Center and Sports Arena Authorization Act of 1995.

Page 21389

Presidential Message—Iraqi National Emergency: Read a message from the President wherein he reports on the developments concerning the national emergency with respect to Iraq—referred to Committee of International Relations and ordered printed (H. Doc. 104–106).

Page 21392

Senate Messages: Message received from the Senate today appears on page 21336.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule and appear on page 21442.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 21387. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 9:23 p.m.

Committee Meetings

TRANSFORMATION OF THE MEDICAID PROGRAM

Committee on Commerce: Subcommittee on Health and Environment concluded hearings on the Transformation of the Medicaid Program. Testimony was heard from public witnesses.

CLEAN AIR ACT AMENDMENTS—IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on the Implementation and Enforcement of the Clean Air Act Amendments of 1990. Testimony was heard from Robert Watson, Associate Director, Environment, Office of Science and Technology Policy; Mary D. Nichols, Assistant Administrator, Air and Radiation, EPA; Ambassador William Milam, Special Negotiator, Bureau for Oceans and International Environmental and Scientific Affairs, Department of State; Larry Elworth, Special Assistant Pesticide Policy, Natural Resources and Environment, USDA; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcomittee on Government Management, Information, and Technology held an oversight hearing on the Inspector General Act. Testimony was heard from the following officials of the President's Council on Integrity and Efficiency (PCIE): June Gibbs Brown, Vice Chair and Inspector General, Department of Health and Human Services; Hubert Sparks, Vice Chair, Executive Council and Inspector General, Appalachian Regional Commission; Valerie Lau, Chairman, Audit Committee and Inspector General, Department of the Treasury; and William Esposito, Chairman, Integrity Committee and Deputy Assistant Director, Criminal Investigative Division, FBI, Department of Justice; Frank DeGeorge, Inspector General, Department of Commerce; and public witnesses.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations and the Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a joint oversight hearing on FDA's Regulation of Medical Devices, including the Status of Breast Implants. Testimony was heard from Representatives Traficant and Ganske; the following officials of the FDA, Department of Health and Human Services: David A. Kessler, Commissioner; and D. Bruce Burlington, Director, Center for Devices and Radiological Health; former Representative Marilyn Lloyd, State of Tennessee; and public witnesses.

GOVERNMENT PRINTING REFORMS

Committee on House Oversight: Held a hearing on Government Printing Reforms. Testimony was heard from Representatives Klug and Dunn of Washington; the following officials of GPO: Michael DiMario, Public Printer; and Wayne Kelley, Superintendent of Documents; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; and public witnesses.

EXAMINATION OF THE CIENFUEGOS NUCLEAR PLANT IN CUBA

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing to examine the Cienfuegos Nuclear Plant in Cuba. Testimony was heard from Representative Deutsch; Richard Stratford, Director, Office of Nuclear Affairs, Department of State; Keith Fultz, Assistant Comptroller General, Resources, Community and Economic Development, GAO; and public witnesses.

OVERSIGHT—WACO

Committee on the Judiciary: Subcommittee on Crime and the Subcommittee on National Security, International Affairs, and Criminal Justice of the Committee on Government Reform and Oversight concluded joint oversight hearings on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from Janet Reno, Attorney General, Department of Justice.

BUDGET RECONCILIATION RECOMMENDATIONS

Committee on National Security: Ordered reported Budget reconciliation recommendations.

BUREAU OF LAND MANAGEMENT TRANSFER

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 2032, to transfer the lands administered by the Bureau of Land Management to the State in which the lands are located. Testimony was heard from Senator Thomas; Representative Skeen; the following officials of the Department of the Interior: Bonnie Cohen, Assistant Secretary, Policy Management and Budget; John D. Leshy, Solicitor; and Maitland Sharpe, Assistant Director, Resource Assessment and Planning, Bureau of Land Management; Walter D. Bradley, Lt. Gov., State of New Mexico; Jim Magagna, State Land Commissioner, State of Wyoming; and public witnesses.

CONFERENCE REPORT—LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representatives Packard and Fazio.

COMMUNICATIONS ACT OF 1995

Committee on Rules: Granted, by voice vote, a modified closed rule providing 90 minutes of debate on H.R. 1555, Communications Act of 1995. The rule waives section 302(f) (prohibiting consideration of legislation which exceeds a committee's allocation of new budget authority) of the Budget Act against consideration of the bill. The rule makes in order as an original bill for the purpose of amendment the amendment in the nature of a substitute recommended by the Committee on Commerce and provides that the amendment be considered as read. The rule waives clause 5(a) of rule XXI (prohibiting appropriations in an authorization bill) and section 302(f) (prohibiting consideration of legislation which exceeds a committee's allocation of new budget authority) of the Budget Act against the Committee amendment. The rule provides first for the consideration, prior to consideration of any other amendment, of the amendment printed in Part 1 of the Rules Committee report; only by a Member designated in the report; debatable for 30 minutes, equally divided between a proponent and an opponent; and provides that the amendment be considered as read. The rule provides that the amendment shall not be subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. The rule provides that if that amendment is adopted, the provisions of the bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule. The rule makes in order only those amendments printed in Part 2 of the Rules Committee report, in the order specified; by Members designated in the report; debatable for the time specified in the report, equally divided between a proponent and an opponent; and provides for amendments to be considered as read. The rule provides that amendments shall not be subject to amendment (except as otherwise specified in the report) or to a demand for a division of the question in the House or in the Committee of the Whole. The rule waives all points of order against amendments printed in the report. The rule permits the Chairman of the Committee of the Whole to postpone and cluster votes on amendments. The rule provides one motion to recommit, with or without instructions.

The rule provides for the consideration of S. 652 in the House, waives points of order against the Senate bill and against its consideration. The rule allows for a motion to strike all after the enacting clause of S. 652 and insert in lieu thereof the provisions of H.R. 1555 as passed by the House, and waives all points of order against that motion. Finally, the rule allows for a motion that the House insist on its amendments to S. 652 and request a conference with the Senate.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996. The rule provides first for the consideration of two (manager's) amendments printed in part 1 of the Rules Committee report, which are considered as read, are not subject to amendment or to a division of the question, and are debatable for 10 minutes each divided between the proponent and an opponent. If adopted, the amendments are considered as part of the base text for further amendment purposes. The rule provides for the reading of the bill by title rather than by paragraph, with each title considered as read. The rule waives clause 2 of rule XXI (prohibiting unauthorized and legislative provisions) and clause 6 of rule XXI (prohibiting reappropriations) against provisions in the bill. The rule provides for consideration at any time during the reading of the bill for amendment of amendments printed in part 2 of the report on the rule if offered by the Member designated. The amendment shall be considered as read, debatable for the time specified, and shall not be subject to amendment, except as specified in the report, or to a division. The rule waives all points of order against amendments printed in the report. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit with or without instructions.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Rupert Murdock, Chief Executive, News Corporation; and James Fox, General Counsel, Harper/Collins Publishers, Inc.

OCEAN SHIPPING REFORM ACT; COAST GUARD DRUG INTERDICTION MISSION

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation approved for full Committee approved for full Committee action amended the Ocean Shipping Reform Act of 1995.

The Subcommittee also held a hearing on the Coast Guard Drug Interdiction Mission. Testimony was heard from Lee Brown, Director, Office of National Drug Control Policy; Adm. Robert Kramek, USCG, Commandant, U.S. Coast Guard, Department of Transportation; Robert Nieves, Chief, Foreign Operations, DEA, Department of Justice; Joseph Kelly, Director, International Affairs Issues, GAO; Harvey G. Pothier, Deputy Assistant Commissioner, Office of Aviation Operations, U.S. Customs Service, Department of the Treasury; Brian E. Sheridan, Deputy Assistant Secretary, Enforcement Policy and Support, Department of Defense; John Walters, former Deputy Director, Supply Reduction, Office of National Drug Control Policy; and William Olson, former Deputy Assistant Secretary, Department of State.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through July 31, 1995

	Senate	*House*	*Total*
Days in session	124	105	..
Time in session	1109 hrs., 20′	944 hrs., 10′	..
Congressional Record:			
Pages of proceedings	11,042	8,068	..
Extensions of Remarks	..	1,569	..
Public bills enacted into law	11	9	..
Private bills enacted into law	0	..	..
Bills in conference	7	2	..
Measures passed, total	172	221	..
Senate bills	33	14	..
House bills	19	84	..
Senate joint resolutions	2	..	..
House joint resolutions	0	3	..
Senate concurrent resolutions	5	2	..
House concurrent resolutions	12	16	..
Simple resolutions	101	102	..
Measures reported, total	*141	*206	..
Senate bills	97	4	..
House bills	14	120	..
Senate joint resolutions	3	..	..
House joint resolutions	2	5	..
Senate concurrent resolutions	3	..	..
House concurrent resolutions	0	3	..
Simple resolutions	22	74	..
Special reports	13	4	..
Conference reports	0	8	..
Measures pending on calendar	108	37	..
Measures introduced, total	1,315	2,546	..
Bills	1,098	2,147	..
Joint resolutions	37	105	..
Concurrent resolutions	22	89	..
Simple resolutions	158	205	..
Quorum calls	3	14	..
Yea-and-nay votes	344	144	..
Recorded votes	..	449	..
Bills vetoed	0	1	..
Vetoes overridden	0	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 125 reports has been filed in the Senate; a total of 218 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through July 31, 1995

Civilian nominations, totaling 312, disposed of as follows:

Confirmed	157
Unconfirmed	153
Withdrawn	2

Civilian nominations (FS, PHS, CG, NOAA), totaling 1,006, disposed of as follows:

Confirmed	805
Unconfirmed	201

Air Force nominations, totaling 10,235, disposed of as follows:

Confirmed	10,202
Unconfirmed	33

Army nominations, totaling 8,110, disposed of as follows:

Confirmed	8,076
Unconfirmed	34

Navy nominations, totaling 7,233, disposed of as follows:

Confirmed	6,265
Unconfirmed	968

Marine Corps nominations, totaling 2,766, disposed of as follows:

Confirmed	2,557
Unconfirmed	208
Withdrawn	1

Summary

Total nominations received this session	29,662
Total confirmed	28,062
Total unconfirmed	1,597
Total withdrawn	3

Wednesday, August 2, 1995

Senate

Chamber Action

Routine Proceedings, pages 21460–21561

Measures Introduced: Thirteen bills were introduced, as follows: S. 1102–1114.

Page 21537

Department of Defense Authorizations, 1996: Senate began consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows:

Page 21460

Adopted:

(1) By 94 yeas to 5 nays (Vote No. 351), Kyl/Inhofe Amendment No. 2077, to express the sense of the Senate that all Americans should be protected from accidental, intentional, or limited ballistic missile attack.

Page 21465

(2) By 98 yeas to 1 nay (Vote No. 350), Nunn Modified Amendment No. 2078 (to Amendment No. 2077), to express a further sense of the Senate that front-line troops of the United States Armed Forces should be protected from missile attacks.

Page 21469

(3) By 62 yeas to 38 nays (Vote No. 353), McConnell Amendment No. 2080, to express the sense of the Senate that the Select Committee on Ethics should follow whatever procedures it deems necessary and appropriate to provide a full and complete record of the relevant evidence in the case of Senator Packwood.

Page 21488

(4) Feingold Amendment No. 2082, to express the sense of the Senate that in pursuit of a balanced federal budget, Congress should exercise fiscal restraint.

Page 21520

(5) Grassley Amendment No. 2083, to prohibit a waiver of the time-in-grade requirement for a retirement in grade of an officer who is under investigation or is pending disposition of an adverse personnel action for misconduct.

Page 21521

(6) Thurmond Amendment No. 2084, to authorize an additional $228 million for military construction projects.

Page 21527

(7) Nunn Amendment No. 2085, to exclude the Associate Director of Central Intelligence for Military Support from grade limitations applicable to members of the Armed Forces.

Page 21533

(8) Thurmond (for Thompson) Amendment No. 2086, to allow the transfer of property between the United States Navy and the Port of Memphis, Tennessee.

Page 21534

Rejected:

By 48 yeas to 52 nays (Vote No. 352), Boxer Amendment No. 2079, to require hearings in the investigation stage of ethics cases.

Page 21488

A unanimous-consent agreement was reached providing for further consideration of the bill, and an amendment to be proposed thereto, on Thursday, August 3, 1995.

Page 21524

Messages From the House: **Page 21533**

Measures Placed on Calendar: **Page 21533**

Communications: **Page 21533**

Petitions: **Page 21533**

Executive Reports of Committees: **Page 21536**

Statements on Introduced Bills: **Page 21537**

Additional Cosponsors: **Page 21552**

Amendments Submitted: **Page 21553**

Notices of Hearings: **Page 21555**

Authority for Committees: **Page 21556**

Additional Statements: **Page 21557**

Record Votes: Four record votes were taken today. (Total–353) **Pages 21487, 21519**

Recess: Senate convened at 9 a.m., and recessed at 8:26 p.m., until 9 a.m., on Thursday, August 3, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 21561.)

Committee Meetings

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation approved for full committee consideration, with amendments, H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996.

FAA REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on proposals to reform the operation of the Federal Aviation Administration, including the air traffic control system, receiving testimony from Senators Inhofe and Kassebaum; Representatives Oberstar and Lightfoot; Kenneth M. Mead, Director, and Robert Levin, Assistant Director, both of the Transportation Issues, Resources, Community, and

Economic Development Division, and Belva Martin, Senior Evaluator, all of the General Accounting Office; Federico Peña, Secretary of Transportation; David Hinson, Administrator, George Donohue, Associate Administrator for Research and Acquisitions, and Monte Belger, Associate Administrator for Air Traffic Services, all of the Federal Aviation Administration, Department of Transportation; Najeeb E. Halaby, Edgartown, Massachusetts, former Administrator, FAA; Phil Boyer, Aircraft Owners and Pilots Association, Frederick, Maryland; Richard Golaszewski, Gellman Research Associates, Incorporated, Jenkintown, Pennsylvania; and Charles M. Barclay, American Association of Airport Executives, Alexandria, Virginia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of John Raymond Garamendi, of California, to be Deputy Secretary of the Interior, and Charles B. Curtis, of Maryland, to be Deputy Secretary of Energy.

ARCTIC OIL RESERVE

Committee on Energy and Natural Resources: Committee held hearings to discuss leasing portions of Alaska's Arctic coastal plain for oil and gas development and the inclusion of the leasing revenues in the Budget Reconciliation, receiving testimony from John D. Leshy, Solicitor, Department of the Interior; James Schlesinger, former Secretary of Energy; Lawrence Eagleburger, former Secretary of State; Alaska State Senator Drue Pearce, on behalf of the Alaska State Senate and the Alaska State House of Representatives, David R. Cline, National Audubon Society, Jerry Hood, AFL–CIO, Judy Brady, Alaska Oil and Gas Association, and Sarah James, on behalf of the Gwich'in Steering Committee, all of Anchorage, Alaska; John Shively, Alaska Department of Natural Resources, Juneau; Richard B. Stone, Columbia University Law School, New York, New York, on behalf of the Institute for Public Affairs of the Union of Orthodox Jewish Congregations of America; Edward J. DiPaolo, Halliburton Company, Houston, Texas, on behalf of the National Association of Manufacturers; G. Jon Roush, Wilderness Society, Roger Herrera, Arctic Power, and Russell E. Ginn, Chamber of Commerce of the United States, all of Washington, D.C.; Debbie S. Miller, Fairbanks, Alaska, on behalf of the Alaska Wilderness League, Alaska Center for the Environment, and the Northern Alaska Environmental Center; and Oliver Leavitt, Arctic Slope Regional Corporation, and Delbert Rexford, both of Barrow, Alaska.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

S. 640, to provide for the conservation and development of water and related resources, and to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, with an amendment in the nature of a substitute;

S. 619, to phase out the use of mercury in batteries and provide for the efficient and cost-effective collection and recycling or proper disposal of used nickel cadmium batteries, small sealed lead-acid batteries, and certain other batteries, with amendments;

S. 369, to designate the Federal Courthouse in Decatur, Alabama, as the "Seybourn H. Lynne Federal Courthouse;

S. 734, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building";

S. 965, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, Virginia, as the "Albert V. Bryan United States Courthouse";

S. 1076, to designate the Western Program Service Center of the Social Security Administration located at 1221 Nevin Avenue, Richmond, California, as the "Francis J. Hagel Building";

H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas;

H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility; and

H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa.

WETLANDS PROTECTION

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety resumed oversight hearings on the implementation of Section 404 (to provide regulatory protection for wetlands) of the Clean Water Act (P.L. 92–500), and S. 851, to reform the Section 404 wetlands permitting program under the Clean Water Act to focus Federal regulatory authority on functioning wetlands and to ensure that citizens can obtain permits within a reasonable period of time, receiving testimony from Janet G. Llewellyn, Florida Department of Environmental Protection, Tallahassee; Paul Scott Hausmann, Wisconsin Department of Natural Resources, Madison, on behalf of the Association of State Wetland Managers; Ernest Hahn, New Jersey Department of Environmental Protection, Trenton; Becky Gay, Alaska Wetlands Coalition, Anchorage; Ted R. Brown, Foundation for Environmental and Economic Progress, Boca Raton, Florida; Robert A. Kuras, The Homestead, Glen Arbor, Michigan; Kevin Martin, Soil and Environmental Consultants, Raleigh, North Carolina; Jonathan B. Tolman, Competitive Enterprise Institute, Walter T.

McDonald, National Association of Realtors, Robert G. Szabo, National Wetlands Coalition, and Mark Tipton, National Association of Home Builders, all of Washington, D.C.; William M. Lewis, Jr., University of Colorado, Boulder; Orie L. Loucks, Miami University, Oxford, Ohio; Jan Goldman-Carter, National Wildlife Federation, West Chester; and Mark Davis, Coalition to Restore Coastal Louisiana, Baton Rouge.

Hearings were recessed subject to call.

PERSONAL INVESTMENT PLAN ACT

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on S. 824, to amend the Internal Revenue Code of 1986 and the Social Security Act to provide for personal investment plans funded by employee social security payroll deductions, receiving testimony from David S. Koitz, Income Maintenance Section Head, Congressional Research Service, Library of Congress; Robert J. Myers, former Chief Actuary, Social Security Administration; and Steven J. Entin, Institute for Research on the Economics of Taxation, Michael Tanner, Cato Institute, and Matthew P. Fink, Investment Company Institute, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Jacob Joseph Lew, of New York, to be Deputy Director of the Office of Management and Budget, Jerome A. Stricker, of Kentucky, and Sheryl R. Marshall, of Massachusetts, each to be a Member of the Federal Retirement Thrift Investment Board, William H. LeBlanc III, of Louisiana, to be a Commissioner of the Postal Rate Commission, and Beth Susan Slavet, of Massachusetts, to be a Member of the Merit Systems Protection Board, after the nominees testified and answered questions in their own behalf. Mr. Lew, Ms. Slavet, and Ms. Marshall were introduced by Senator Kennedy, and Mr. Stricker was introduced by Senator Ford and Representative Ward.

ANNUAL REPORT OF POSTMASTER GENERAL

Committee on Governmental Affairs: Subcommittee on Post Office and Civil Service concluded hearings to review the fiscal year 1995 activities of the United States Postal Service, and to examine goals for the future, after receiving testimony from Marvin Runyon, Postmaster General, and Michael S. Coughlin, Deputy Postmaster General, both of the U.S. Postal Service.

AUTHORIZATION—ADMINISTRATIVE CONFERENCE

Committee on Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings on proposed legislation authorizing funds for the Administrative Conference of the United States for fiscal years 1995 through 1996, after receiving testimony from Thomasina V. Rogers, Chair, Administrative Conference of the United States; Loren A. Smith, Chief Judge, United States Court of Federal Claims; Thomas M. Susman, Ropes and Gray, Washington, D.C.; and James C. Miller III, Citizens for a Sound Economy, McLean, Virginia.

HOUSING FOR OLDER PERSONS ACT

Committee on the Judiciary: Subcommittee on Constitution, Federalism, and Property Rights approved for full committee consideration, with an amendment, H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1028, to provide increased access to health care benefits, to provide increased portability of health care benefits, to provide increased security of health care benefits, and to increase the purchasing power of individuals and small employers, with an amendment in the nature of a substitute;

S. 593, to allow the free export of drugs and medical devices not approved by the Food and Drug Administration for use in the United States to member countries of the World Trade Organization, if certain safeguards are satisfied, with an amendment in the nature of a substitute; and

The nomination of Jeanne R. Ferst, of Georgia, to be a Member of the National Museum Services Board.

INDIAN TRIBAL JUSTICE ACT

Committee on Indian Affairs: Committee concluded oversight hearings on the implementation of the Indian Tribal Justice Act (P.L. 103–176), after receiving testimony from Judge William C. Canby, Jr., United States Court of Appeals for the Ninth Circuit; Mary C. Morgan, Deputy Assistant Attorney General, Office of Policy Development, Department of Justice; Joann Sebastian Morris, Acting Director, Office of Tribal Services, Bureau of Indian Affairs, Department of the Interior; Margaret Treuer, Bois Forte Tribal Court/Bois Forte Band of Chippewa Indians, Nett Lake, Minnesota; John C. Schumacher, Colorado River Indian Tribes Court of Appeals, Parker, Arizona; Carey N. Vicenti, Jicarilla Apache Tribe, Dulce, New Mexico; Elbridge Coochise, Edmonds, Washington, on behalf of the National American Indian Court Judges Association; and Joseph A. Myers, National Indian Justice Center, Petaluma, California.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Louis G. Hupp, Fingerprint Specialist, Federal Bureau of Investigation, Department of Justice; and Philip B. Heymann, Harvard Law School, Cambridge, Massachusetts, former Deputy Attorney General, Department of Justice.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Seventeen public bills, H.R. 2159–2175; one private bill. H.R. 2176; and four resolutions. H.J. Res. 106, H. Con. Res. 90–91, and H. Res. 209 were introduced.

Page 21719

Reports Filed: Reports were filed as follows:

H.R. 1536, to amend title 38, United States Code, to extend for two years an expiring authority of the Secretary of Veterans Affairs with respect to determination of locality salaries for certain nurse anesthetist positions in the Department of Veterans Affairs;

H.R. 1384, to amend title 38, United States Code, to exempt certain full-time health-care professionals of the Department of Veterans Affairs from restrictions on remunerated outside professional activities, amended (H. Rept. 104–226);

H.R. 2108, to permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, and to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia and to permit certain revenues to be pledged as security for the borrowing of such funds (H. Rept. 104–227); and

H.R. 1445, to amend Rule 30 of the Federal Rules of Civil Procedure to restore the stenographic preference for depositions (H. Rept. 104–228).

Page 21718

Motion to Adjourn: By a yea-and-nay vote of 120 yeas to 289 nays with 1 voting "present", Roll No. 609, the House rejected the Obey motion that the House adjourn.

Page 21566

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, International Relations, National Security, Small Business, Transportation and Infrastructure, and Veterans' Affairs.

Page 21577

Labor–HHS–Education Appropriations: House completed all general debate and began reading for amendment on H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment will resume on Thursday, August 3.

Page 21578

Agreed To:

The Porter amendment that reduces by $2 million the appropriation for State unemployment insurance and service operations, increases by $4 million the appropriation for Department of Labor departmental management, reduces the Health Care Financing Administration program management appropriation by $2.29 million, and increases the appropriation for children and families services programs by $1.3 million;

Page 21597

The Porter amendment that makes a technical correction and exempts individuals from provisions regarding political advocacy;

Page 21598

The Crapo amendment that establishes a permanent Deficit Reduction Lockbox for the fiscal year Labor–HHS–Education appropriations bill and all future general appropriations bills (agreed to by a recorded vote of 373 ayes to 52 noes, Roll No. 613); and

Pages 21627, 21673

The Greenwood amendment that makes $193.35 million available for the voluntary family planning project under title X (agreed to by a recorded vote of 224 ayes to 204 noes, Roll No. 615).

Pages 21634, 21673

Rejected:

The Obey amendment that sought to strike 17 limitations on the use of funds affecting worker protection, women, education, and Political advocacy (rejected by a recorded vote of 155 ayes to 270 noes, Roll No. 611);

Pages 21617, 21671

The Pelosi amendments en bloc that sought to strike language prohibiting the use of funds by OSHA to develop, promulgate, or issue any standards or guidelines on ergonomic protection; language prohibiting the use of funds by the NLRB to investigate or prosecute any alleged unfair labor practice against an employer, when such charges are based in whole or in part on an employer taking any adverse action against any individuals who are employees of agents of any labor union; and language prohibiting the use of funds by the NLRB to exercise its authority to go to court to seek an injunction unless certain conditions are met rejected by a recorded vote of 197 ayes to 229 noes, Roll No. 612); and

Pages 21623, 21672

The Livingston substitute to the agreed-to Greenwood amendment that sought to terminate funding for the title X family planning program and transfer $193.35 million to the maternal and child health block grant and migrant health centers programs (rejected by a recorded vote of 207 ayes to 221 noes, Roll No. 614).

Pages 21634, 21673

The Stokes amendment was offered but subsequently withdrawn that sought to increase funds available for the school-to-work program by $5 million.

Page 21612

H. Res. 208, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 323 yeas to 104 nays, Roll No. 610.

Page 21565

Agreed to the Solomon amendment to the rule that provides for a total of two and one-half hours of general debate and an additional 90 minutes of general debate on each of the first three titles.

Page 21576

Middle East Peace Facilitation Extension: House passed H.R. 2161, to extend authorities under the Middle East Peace Facilitation Act of 1994 until October 1, 1995.

Page 21677

Motion To Adjourn: By a recorded vote of 89 ayes to 216 noes, Roll No. 617, rejected the Fattah motion that the House adjourn.

Page 21690

Communications Act: House completed all general debate on H.R. 1555, to promote competition and reduce regulation in order to secure lower prices and higher quality services for American telecommunications consumers and encourage the rapid deployment of new telecommunications technologies; but came to no resolution thereon. Consideration of amendments will begin at a later date.

Page 21691

H. Res. 207, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 255 yeas to 156 nays, Roll No. 616.

Page 21678

Senate Messages: Messages received from the Senate today appear on page 21562.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 21720.

Quorum Calls—Votes: Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 21566, 21577, 21671, 21672, 21673, 21674, 21688, 21690. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 2:19 a.m. on Thursday, August 3.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Fish and Wildlife Service Law Enforcement. Testimony was heard from Representatives Chenoweth and Cooley; and the following officials of the Department of the Interior: George T. Frampton, Assistant Secretary, Fish and Wildlife and Parks; and John G. Rogers, Deputy Director, U.S. Fish and Wildlife Service.

INSURANCE FUND AND SAVINGS ASSOCIATION INSURANCE FUND—PROPOSALS TO MERGE BANKING THRIFT INDUSTRIES

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on the financial condition of the Bank Insurance Fund (BIF) and the Savings Association Insurance Fund (SAIF) and proposals to merge the banking thrift industries. Testimony was heard from the following officials of the Department of the Treasury: John D. Hawke, Under Secretary, Domestic Finance; Eugene A. Ludwig, Comptroller, Office of the Comptroller of the Currency; and Jonathan Fiechter, Acting Director, Office of Thrift Supervision; Ricki Helfer, Chairman, FDIC; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; and public witnesses.

INTEGRATED SPENT NUCLEAR FUEL MANAGEMENT ACT

Committee on Commerce: Ordered reported amended H.R. 1020, Integrated Spent Nuclear Fuel Management Act of 1995.

POLITICAL ADVOCACY WITH TAXPAYER DOLLARS

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs continued hearings on Political Advocacy with Taxpayer Dollars. Testimony was heard from Timothy Flanigan, former Assistant Attorney General, Office of Legal Counsel, Department of Justice; and public witnesses.

OVERVIEW OF UNITED STATES POLICY IN THE MIDDLE EAST

Committee on International Relations: Held a hearing on overview of United States Policy in the Middle East. Testimony was heard from Robert Pelletreau, Assistant Secretary, Near East and South Asian Affairs, Department of State; and RAdm. W. H. Wright, IV, USN, Assistant Deputy Chief of Naval Operations, Plans, Policy and Operations, Department of the Navy.

BEIJING CONFERENCE ON WOMEN

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on the Beijing conference on Women. Testimony was heard from the following officials of the Department of State: Madeleine Albright, U.S. Permanent Representative to the United Nations; Victor Marrero, U.S. Ambassador to the United Nations; and Melinda Kimble, Deputy Assistant Secretary, Bureau of International Organization Affairs.

ACQUISITION REFORM

Committee on National Security: Held a hearing on acquisition reform. Testimony was heard from Steven J. Kelman, Administrator. Federal Procurement Policy, OMB; Colleen Preston, Deputy Under Secretary, Acquisition Reform, Department of Defense; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 1743, to amend the Water Resources Research Act of 1964 to extend the authorization of appropriations through fiscal year 2000; H.R. 238, amended, Ozark Wild Horses Protection Act; and H.R. 1745, amended, Utah Public Lands Management Act of 1995.

SOLE SOURCE BID REQUIREMENTS IN GOVERNMENT CONTRACTS

Committee on Small Business: Subcommittee on Government Programs held a hearing to review the efforts of some to promote "sole source" bid requirements in government contracts. Testimony was heard from Representative Geren of Texas; Dave Privar, Manager of Safety and health, Beltsville Agricultural Research Center, USDA; and public witnesses.

CLARIFYING THE STATUS OF INDEPENDENT CONTRACTORS

Committee on Small Business: Subcommittee on Taxation and Finance concluded hearings on the need to clarify the status of independent contractors, with discussion of the following bills: H.R. 1972, Independent Contractors Tax Simplification Act of 1995; and H.R. 582, Independent Contractors Tax Fairness Act of 1995. Testimony was heard from the following officials of the IRS, Department of the Treasury: Marshall V. Washburn, National Director, Specialty Taxes; and Mary E. Oppenheimer, Assistant Chief Counsel (Employee Benefits and Exempt Organizations); Natwar M. Gandhi, Associate Director, Tax Policy and Administration, GAO; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported the following bills: H.R. 2145, Economic Development Partnership Act of 1995; and H.R. 2149, Ocean Shipping Reform Act of 1995.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Education, Training, Employment and Housing held a hearing on the following: H.R. 1941, to amend title 38, United States Code, to make clarifying and technical amendments to further clarify the employment and reemployment rights and responsibilities of members of the uniformed services, as well as those of the employer community; legislation on the Housing Loan Programs and Veterans Small Business, and a discussion on LVER/DVOP (Local Veterans Employment Representative/Disabled Veterans Outreach Program Specialist). Testimony was heard from John Vogel, Under Secretary, Veterans Benefits, Department of Veterans Affairs; Patricia R. Forbes, Acting Associate Deputy Administrator, Economic Development, SBA; Preston M. Taylor, Jr., Assistant Secretary, Veterans Employment and Training, Department of Labor and public witnesses.

TECHNICAL CORRECTIONS AND MISCELLANEOUS TRADE PROPOSALS

Committee on Ways and Means: Subcommittee on Trade approved for full committee action technical corrections and miscellaneous trade proposals.

REPORT OF GUATEMALA

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on the Department of Justice Inspector General Report on Guatemala. The Committee was briefed by departmental witnesses.

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Thursday, August 3, 1995

Senate

Chamber Action

Routine Proceedings, pages 21736–21865

Measures Introduced: Six bills were introduced, as follows: S. 1115–1120.

Page 21836

Measures Passed:

Alaska Native Claims Settlement Act: Senate passed H.R. 402, to amend the Alaska Native Claims Settlement Act, after agreeing to a committee amendment, and the following amendment proposed thereto:

Page 21855

Warner (for Stevens) Amendment No. 2110, to amend section 7(i) of the Alaska Native Claims Settlement Act to exclude net operating losses from the definition of "revenues".

Page 21858

Department of Defense Authorizations, 1996: Senate continued consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows:

Page 21736

Adopted:

(1) McCain Amendment No. 2091, to limit the total amount that may be obligated or expended for procurement of the SSN–21, SSN–22, and SSN–23 Seawolf class submarines.

Page 21808

(2) Dodd Amendment No. 2092 (to Amendment No. 2091), to propose an alternative limitation on the amount that may be obligated for procurement of the Seawolf class submarines.

Page 21809

(3) By 69 yeas to 26 nays (Vote No. 358), Cohen Amendment No. 2089, to express the sense of Congress on the missile defense of the United States.

Pages 21793, 21815

(4) Warner (for Chafee) Amendment No. 2095, to improve the section establishing uniform national discharge standards for the control of water pollution from vessels of the Armed Forces.

Page 21819

(5) Nunn (for Pryor/Feinstein) Amendment No. 2096, to make funds available for the Troops to Teachers program and the Troops to Cops program.

Page 21819

(6) Warner (for Dole) Amendment No. 2097, to ensure the preservation of the ammunition industrial base of the United States.

Page 21821

(7) Warner (for Thurmond) Amendment No. 2098, to modify the authority to transfer funds regarding foreign currency fluctuations so that the authority does not apply to appropriations for fiscal years before fiscal year 1996.

Page 21822

(8) Nunn (for Akaka) Amendment No. 2099, to provide a substitute for section 543, relating to military intelligence personnel prevented by secrecy from being considered for decorations and award.

Page 21822

(9) Nunn (for Akaka) Amendment No. 2100, to require the Secretary of the Army to review the records relating to the award of the Distinguished-Service Cross to Asian-Americans and Native American Pacific Islanders for service in the Army during World War II to determine whether the award should be upgraded to the Medal of Honor.

Page 21825

(10) Warner (for Coats) Amendment No. 2101, to revise section 723, relating to the applicability of CHAMPUS payment rules to health care provided by CHAMPUS providers to members of the uniformed services enrolled in a health care plan of a Uniformed Services Treatment Facility.

Page 21825

(11) Warner (for Coats) Amendment No. 2102, to change an enrollment date from January 1, 1995 to October 1, 1995 relating to TRICARE Uniform Health Benefits by Uniformed Services Treatment Facilities.

Page 21826

(12) Warner (for Nickles/Inhofe) Amendment No. 2103, to provide for a General Accounting Office analysis of a Department of Defense Depot Maintenance Policy Report.

Page 21826

(13) Warner (for McCain) Amendment No. 2104, to make various amendments to the provisions relating to the Naval Petroleum Reserves.

Page 21827

(14) Nunn (for Feinstein) Amendment No. 2105, to extend the fiscal year 1993 project authorization for the JP–8 fuel facility at the Los Alamitos Reserve Center, California.

Page 21830

(15) Warner (for Thurmond) Amendment No. 2106, to make the authority under section 648 (Annuities for Certain Military Surviving Spouses) subject to the availability of appropriations.

Page 21830

(16) Warner (for Kyl) Amendment No. 2107, to require a review and report on United States policy on the security of the national information infrastructure.

Page 21831

(17) Warner (for McCain) Amendment No. 2108, to provide for Iran and Iraq arms non-proliferation measures.

Page 21832

(18) Warner (for Thurmond) Amendment No. 2109, to provide funding for the activities of the Defense Base Closure and Realignment Commission for the remainder of 1995.

Page 21832

Rejected:

(1) Dorgan Amendment No. 2087, to reduce the amount authorized to be appropriated under Title II for national missile defense. (By 51 yeas to 48 nays (Vote No. 354), Senate tabled the amendment.)

Page 21842

(2) Levin Amendment No. 2088, to strike language that: (1) makes it U.S. policy to deploy a multiple-site national missile defense, (2) expresses the sense of the Congress that the President should not try to change the ABM treaty until after a Congressional review, and (3) sets standards for assessing compliance with the ABM treaty. (By 51 yeas to 49 nays (Vote No. 355), Senate tabled the amendment.)

Page 21756

(3) By 30 yeas to 70 nays (Vote No. 356), McCain Amendment No. 2090, to delete funding for procurement of a third Seawolf submarine, and to prohibit expendi-

tures of fiscal year 1996 funds and prior fiscal year funds for procurement of such submarine.

Page 21794

(4) By 41 yeas to 58 nays (Vote No. 357), Bumpers Amendment No. 2094, to strike provisions concerning Defense Export Loan Guarantees.

Page 21809

A unanimous-consent time agreement was reached providing for further consideration of the bill and amendments to be proposed thereto on Friday, August 4, 1995.

Page 21815

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

The Exchange of Notes Relating to the Tax Convention with Kazakhstan (Treaty Doc. No. 104–15).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 21854

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report entitled "Empowerment: A New Covenant With America's Communities"; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–72).

Page 21834

Nominations Received: Senate received the following nominations:

John David Carlin, of Kansas, to be an Assistant Secretary of Agriculture.

Marca Bristo, of Illinois, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Bonnie O'Day, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

Kate Pew Wolters, of Michigan, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

1 Marine Corps nomination in the rank of general.

Routine lists in the Army.

Routine list in the Navy.

Page 21860

Messages From the President: **Page 21834**

Messages From the House: **Page 21834**

Petitions: **Page 21835**

Statements on Introduced Bills: **Page 21836**

Additional Cosponsors: **Page 21842**

Amendments Submitted: **Page 21842**

Notices of Hearings: **Page 21848**

Authority for Committees: **Page 21848**

Additional Statements: **Page 21848**

Record Votes: Five record votes were taken today. (Total–358) **Pages 21748, 21793, 21807, 21814, 21818**

Recess: Senate convened at 9 a.m., and recessed at 11:28 p.m., until 9 a.m., on Friday, August 4, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 21860.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of Jill L. Long, of Indiana, to be Under Secretary of Agriculture for Rural Economic and Community Development, and to be a Member of the Board of Directors of the Commodity Credit Corporation, after the nominee, who was introduced by Senator Coats and Representatives Roberts and de la Garza, testified and answered questions in her own behalf.

AUTHORIZATION—ENDANGERED SPECIES ACT

Committee on Environment and Public Works: Subcommittee on Drinking Water, Fisheries, and Wildlife resumed hearings on proposed legislation authorizing funds for programs of the Endangered Species Act, receiving testimony from Carl B. Loop, Jr., Florida Farm Bureau Federation, Jacksonville, on behalf of the American Farm Bureau Federation; R.J. Smith, Competitive Enterprise Institute, James M. Sweeney, Champion International Corporation, Michael J. Bean, Environmental Defense Fund, and Steven P. Quarles, on behalf of the Endangered Species Coordinating Council and the American Forest and Paper Association, all of Washington, D.C.; Michael White, Hecla Mining Company, Coeur d'Alene, Idaho; Sherl L. Chapman, Idaho Water Users Association, Inc., Boise; George E. Meyer, Wisconsin Department of Natural Resources, Madison; Murray Lloyd, Black Bear Conservation Committee, Shreveport, Louisiana; Brian Loew, Riverside County Habitat Conservation Agency, Riverside, California; Charles E. Gilliland, Texas A&M University, College Station; Randy Scott, San Bernardino County Planning Department, San Bernardino, California; Elliot Parks, San Diego Association of Governments, San Diego, California; and Lindell L. Marsh, Siemon, Larsen & Marsh, Irvine, California.

Hearings were recessed subject to call.

IRAQ SANCTIONS

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the effects of United Nations sanctions imposed on the Iraq economy, after receiving testimony from Madeleine Albright, Permanent Representative to the United Nations; Omar A. Duwaik, Reema International Corp., Denver, Colorado; and Rend Rahim Francke, Iraq Foundation, and Phebe Marr and Patrick Clawson, both of the

Institute for National Strategic Studies/National Defense University, all of Washington, D.C.

IRAQ ATROCITIES AGAINST THE KURDS

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine the extent of Iraqi war crimes against the Iraqi Kurdish population, after receiving testimony from Kathryn Cameron Porter, Human Rights Alliance, Fairfax, Virginia; Alan O. Makovsky, Washington Institute for Near East Policy, Washington, D.C.; Kenneth Roth, Human Rights Watch, New York, New York; Najmaldin O. Karim, Kurdish National Congress of North America, Silver Spring, Maryland; Douglas Layton, Servant Group International, Mount Juliet, Tennessee; and numerous other public witnesses.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 627, to require the general application of the antitrust laws to major league baseball; and

The nominations of Joseph H. McKinley Jr., to be United States District Judge for the Western District of Kentucky, and Evan Jonathan Wallach, of Nevada, to be a Judge for the United States Court of International Trade.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Terence T. Evans, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit, Michael R. Murphy, of Utah, to be United States Circuit Judge for the Tenth Circuit, James M. Moody, to be United States District Judge for the Eastern District of Arkansas, William K. Sessions III, to be United States District Judge for the District of Vermont, Ortrie D. Smith, to be United States District Judge for the Western District of Missouri, and Donald C. Pogue, of Connecticut, to be a Judge of the United States Court of International Trade, after the nominees testified and answered questions in their own behalf. Mr. Evans was introduced by Senators Kohl and Feingold, and Representative Thomas Barrett, Mr. Murphy was introduced by Senators Hatch and Bennett, and Representative Orton, Mr. Moody was introduced by Senators Bumpers and Pryor, and Representative Dickey, Mr. Sessions was introduced by Senators Leahy and Jeffords, and Mr. Smith was introduced by Senators Ashcroft and Bond and Representative Skelton.

MEDICARE HMO's

Special Committee on Aging: Committee concluded hearings to examine the adequacy of Federal oversight of Medicare health maintenance organizations and how to assure quality of care for Medicare beneficiaries who enroll in HMO's, after receiving testimony from Sarah F. Jaggar, Director, Health Financing and Public Health Issues, Health, Education, and Human Services Division, General Accounting Office; June Gibbs Brown, Inspector General, and Bruce C. Vladeck, Administrator, Health Care Financing Administration, both of the Department of Health and Human Services; Geraldine Dallek, Center for Health Care Rights, Los Angeles, California; Jesse Jampol, Health Insurance Plan of Greater New York, New York, New York, on behalf of the Group Health Association of America; Helen Imbernino, National Committee for Quality Assurance, Washington, D.C.; and Suzanne C. Mercure, Southern California Edison, Rosemead.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Thomas E. Castleton, Special Assistant to the Assistant Attorney General, Department of Justice, former Special Assistant to the Counsel to the President; Carolyn C. Huber, Special Assistant to the President and Director of Personal Correspondence; Stephen R. Neuwirth, Associate Counsel to the President; and Clifford M. Sloan, Wiley, Rein & Fielding, Bethesda, Maryland, former Associate Counsel to the President.

Hearings will continue on Monday, August 7.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2177–2190, 2192; 1 private bill, H.R. 2191; and 2 resolutions, H. Con. Res. 92, and H. Res. 210 were introduced.

Page 21978

Report Filed: One report was filed as follows: H.R. 1350, to amend the Merchant Marine Act, 1936 to revitalize the United States-flag merchant marine, amended (H. Doc. 104–229).

Page 21978

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Waldholtz to act as Speaker pro tempore for today:

Page 21866

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, International Relations, National Security, Resources, and Small Business.

Page 21869

Labor–HHS–Education Appropriations: By a yea-and-nay vote of 219 yeas to 208 nays, Roll No. 626, the House passed H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996.

Pages 21870, 21975

Agreed to the committee amendment in the nature of a substitute.

Page 21973

Rejected the Obey motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing amendments that sought to strike language relating to striker replacements; strike language that prohibits OSHA from promulgating or issuing any guidelines regarding ergonomic protection or reporting related occupational injuries and illnesses; and strike language relating to the National Labor Relations Board salaries and expenses (rejected by a yea-and-nay vote of 188 yeas to 238 nays, Roll No. 625).

Page 21973

Agreed To:

The Moran amendment that provides that $7.5 million of the funds made available to the Office of the Director of the National Institutes of Health (NIH) be made available for the Office of Alternative Medicine;

Page 21884

The Goodling amendment that increases by $4.9 million in funding for vocational and adult education, earmark that amount for the National Institute for Literacy and offset that by reducing the funding for the Department's education, research, statistics, and improvement account;

Page 21899

The Hastert amendment that changes language concerning the criteria institutions of higher education must follow in demonstrating a history and continuing practice of program expansion for members of the underrepresentated sex with respect to gender equity in order to use funds available from the Department's Office of Civil Rights;

Page 21901

The Cunningham amendment that strikes language computing basic support payments and construction payments for impact aid programs;

Page 21913

The Gordon amendment that prohibits use of funds for Pell Grants to students at a institution of higher education ineligible to participate in a loan program as a result of a high default rate determination;

Page 21959

The Lazio of New York that increases by $13.793 million funding for the National Senior Volunteer Corps;

Page 21959

The Emerson amendment that prohibit use of funds for the Electronic Benefits Transfer Task Force;

Page 21964

The Johnson of Texas amendment that increase funding for School Improvement Programs and Vocational and Adult Education by $50 million and $100 million respectively;

Page 21967

The Kleczka amendment that prohibits use of funds used by the Bureau of Labor Statistics to implement a change in the consumer price index except when the House of Representatives and the Senate have authorized a change based upon a comprehensive revision of the market; and

Page 21968

The Ewing amendment that prohibits use of funds to conduct audits of banks participating in the student loan program that have loaned $5 million or less in student loans.

Page 21969

Rejected:

The Hoekstra amendment that eliminates funding for the Corporation for Public Broadcasting in fiscal year 1998 (rejected by a recorded vote of 136 ayes to 286 noes, Roll No. 218);

Pages 21917, 21923

The Kolbe amendment that sought to strike language that allows States sole discretion in deciding on abortion funding (rejected by a recorded vote of 206 ayes to 215 noes, Roll No. 619);

Pages 21924, 21939

The Ganske amendment that sought to delete language that prohibits Federal financial assistance to support to graduate medical education programs that accreditation programs that require abortion training to be accredited (rejected by a recorded vote 190 ayes to 235 noes, Roll No. 620);

Pages 21931, 21940

The Blute amendment that sought to provide $1.2 billion in funding to the LIHEA program and offset that increase by reducing by 2 percent discretionary spending in each account on a pro rata basis (rejected by a recorded vote of 53 ayes to 367 noes, with 3 voting "present" Roll No. 621);

Pages 21935, 21941

The Skaggs amendment that sought to delete language in the bill that prohibits the use of Federal funds for political advocacy (rejected by a recorded vote 187 ayes to 232 noes, Roll No. 622);

Page 21941

The Solomon amendment that sought to prohibit use of funds by any institution of higher education if compulsory student fees at that institution are used to support any group or organization for public policy influence or political campaigns (rejected by a recorded vote of 161 ayes to 263 noes, Roll No. 623); and

Page 21945

The Sanders amendment that sought to prohibit use of funds by the NIH to convey exclusive license or patent rights for a drug; release on an exclusive basis drug testing information derived from NIH animal tests or human clinical trials; or enter into a cooperative research and development agreement under the Stevenson-Wydler Technology Innovation Act of 1980 and provide that these restrictions could be waived when it is determined that a reasonable pricing clause is not in the public interest (rejected by a recorded vote of 141 ayes to 284 noes, Roll No. 624).

Pages 21962, 21972

The following amendments were offered but subsequently withdrawn:

The Lowey amendment that sought to increase by $4 million funding for student financial assistance; and

Page 21904

The Saxton amendment that sought to reduce by $10 million funds made available for the Center for Disease Control and Prevention disease control, research and training general fund; reduce by $25.691 million funds made available for the Administration for Children and Families refugee and entrant assistance; and increase by $25.691 million funds made available for Impact Aid.

Page 21950

Points of order were sustained against the following amendments:

The Kolbe amendment that sought to strike language that allows States sole discretion in deciding on abortion funding and insert language that states that the Federal medical assistance percentage applicable with respect to medical assistance consisting of abortions furnished where pregnancy is the result of rape or incest; and

Page 21924

The Menendez amendment that sought to prohibit the payment of salaries to government officials who accept for personal benefit tax exempt funds from any tax-exempt organization.

Page 21965

The Clerk was authorized to correct section numbers, cross references, punctuation, indentation, and to make any other technical and conforming changes as may be necessary in the engrossment of the bill.

Page 21975

Meeting Hour: House agreed to meet at 8 a.m. on Friday, August 5.

Page 21975

Legislative Program: It was made in order that when the House convene on Friday, August 4 that further consideration of H.R. 1555, Communications Act of 1995 in the Committee of the Whole, pursuant to H. Res. 207, shall be governed by the following order: (1) immediately after the Pledge of Allegiance, the House shall resolve into the Committee of the Whole for the further consideration of H.R. 1555 pursuant to House Resolution 207 without intervening motion; (2) consideration in the Committee of the Whole shall proceed without intervening motion except the amendments printed in the House Report 104–223, except one motion to rise, if offered by Representative Bliley; (3) that any amendment adopted in the Committee of the Whole shall be deemed as having been adopted in the House; and (4) that Representative Conyers shall have permission to modify amendment numbered 22.

Page 21975

Presidential Message—National Urban Policy: Read a message from the President wherein he transmits the Administration's National Urban Policy Report—referred to the Committee on Banking and Financial Services.

Page 21976

District Work Period: House agreed to H. Con. Res. 92, providing for the adjournment of the two Houses.

Page 21976

Committees To Sit: The following committees and their subcommittees received permission to sit Friday, August 5 during the proceedings of the House under the 5-minute rule: Committees on Agriculture, Appropriations, Banking and Financial Services, Budget, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, the Judiciary, National Security, Rules, Science, Small Business, Standards of Official Conduct, Transportation and Infrastructure, Veterans' Affairs and Ways and Means.

Page 21976

Senate Messages: Messages received from the Senate today appear on page 21866.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 21980.

Quorum Calls—Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 21923, 21939, 21940, 21941, 21950, 21958, 21972, 21974. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned on Friday, August 4, at 1:25 a.m.

Committee Meetings

ADMINISTRATION'S REVISED BUDGET

Committee on the Budget: Held a hearing on the Administration's Revised Budget. Testimony was heard from June E. O'Neill, Director, CBO; and Alice M. Rivlin, Director, OMB.

FUTURE OF THE MEDICARE PROGRAM

Committee on Commerce: Subcommittee on Health and the Environment concluded hearings on the Future of the Medicare Program. Testimony was heard from public witnesses.

LOCAL EMPOWERMENT AND FLEXIBILITY ACT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on H.R. 2086, Local Empowerment and Flexibility Act of 1995. Testimony was heard from

Senator Hatfield; Judy A. England-Joseph, Director, Housing and Community Development Issues, GAO; Charles Griffiths, Director, Intergovernmental Liaison, Advisory Commission on Intergovernmental Relations; and a public witness.

COMMITTEE BUSINESS

Committee on House Oversight: Met and approved pending Committee business.

ANDERSON V. ROSE

Committee on House Oversight: Task Force on Contested Election assigned to the Seventh Congressional District of North Carolina approved Representative Rose's motion to dismiss the *Anderson* v. *Rose* case.

The Task Force also approved a motion to refer the report of the Task Force on this case to the Department of Justice for further investigation.

REPUBLIC OF CHINA (TAIWAN'S) PARTICIPATION IN THE UNITED NATIONS

Committee on International Relations: Held a hearing on H. Con. Res. 63, relating to the Republic of China (Taiwan's) participation in the United Nations. Testimony was heard from Representative Solomon; Kent Wiedemann, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

FRIENDLY FIRE SHOOTDOWN OF ARMY HELICOPTER OVER NORTHERN IRAQ

Committee on National Security: Subcommittee on Military Personnel held a hearing on the friendly fire shoot down of Army helicopters over Northern Iraq in April 1994. Testimony was heard from the following officials of the Department of Defense: Brig. Gen. Jeffrey S. Pilkington, USAF, Vice Commander, Air Intelligence Command; Capt. Michael Nye, USA, Helicopter Pilot; Maj. Gen. James G. Andrus, USAF, Commander, Third Air Force, U.S. Air Force Europe; RAdm. James A. Lair, USN, Director for Operations (J–3), U.S. European Command; Maj. Gen. Jared L. Bates, USA, Vice Director for Operations (J–3), the Joint Staff; and Maj. Gen Nolan Sklute, USAF, The Judge Advocate General, Headquarters, U.S. Air Force; and public witnesses.

TECHNOLOGY FOR SAFETY AND SURVIVABILITY

Committee on National Security: Subcommittee on Military Research and Development held a hearing on technology for safety and survivability. Testimony was heard from the following officials of the Department of Defense: Anita K. Jones, Director, Defense Research and Engineering; Jim Hicks, Director, Information Systems Technology, U.S. Army Safety Center; Richard F. Healing, Director, Safety and Survivability, Office of the Secretary of the Navy; and Brig. Gen. Richard R. Paul, USAF, Director, Science and Technology, Headquarters, U.S. Air Force Materiel Command.

ARCTIC COASTAL PLAIN

Committee on Resources: Held a hearing regarding leasing of the 1002 study area of the Arctic Coastal Plain to oil exploration and development. Testimony was heard from Senator Stevens; John D. Leshy, Solicitor, Department of the Interior; John Shively, Commissioner, Department of Natural Resources, State of Alaska; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full committee action the following bills: H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge; H.R. 2005, to direct the Secretary of the Interior to make technical corrections in maps relating to the Coastal Barrier Resources Systems; and H.R. 2160, Cooperative Fisheries Management Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 2107, to amend the Land and Water Conservation Fund Act of 1965 to improve the quality of visitor services provided by Federal land management agencies through an incentive-based recreation fee program; and H.R. 2025, Park Renewal Fund Act. Testimony was heard from Gray F. Reynolds, Deputy Chief, Forest Service, USDA; Roger Kennedy, National Park Service, Department of the Interior; and public witnesses;

VIEQUES LANDS TRANSFER ACT; AMERICAN SAMOA WHITE-COLLAR CRIME ASSESSMENT

Committee on Resources: Subcommittee on Native American and Insular Affairs approved for full Committee action H.R. 2159, Vieques Lands Transfer Act of 1995.

The Subcommittee also held a hearing on the American Samoa White-Collar Crime Assessment. Testimony was heard from Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Allen P. Stayman, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; and the following officials of American Samoa: A. P. Lutali, Governor; Malaetasi Togafau, Attorney General; Wendell Harwell, Territorial Auditor; and Savali Talavou Ale, Speaker of the House.

IMPLEMENTATION OF FEDERAL ACQUISITION STREAMLINING ACT

Committee on Small Business: Concluded hearings regarding the implementation of PL 103–355, Federal Acquisition Streamlining Act of 1994, with emphasis on H.R. 1670, Federal Acquisition Reform Act of 1995. Testimony was heard from Ronald W. Berger, Associate General Counsel, GAO; Steven Kelman, Administrator, Federal Procurement Policy; OMB; Jere W. Glover, Chief Counsel for Advocacy, SBA; Derek J. Vander Schaaf, Deputy Inspector General, Department of Defense; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

EXAMINE MALFUNCTIONS IN THE DISABILITY PROGRAM

Committee on Ways and Means: Subcommittee on Social Security continued hearings to examine malfunctions in the disability program. Testimony was heard from Jane Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO; and public witnesses.

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Friday, August 4, 1995

Senate

Chamber Action

Routine Proceedings, pages 22117–22250

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 1121–1123, and S. Con. Res. 23.

Page 22218

Measures Reported: Reports were made as follows:

H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–126)

S. 922, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government and the Central Intelligence Agency Retirement and Disability System, and for other purposes, with an amendment. (S. Rept. No. 104–127)

S. 227, to amend title 17, United States Code, to provide an exclusive right to perform sound recordings publicly by means of digital transmissions, with an amendment in the nature of a substitute. (S. Rept. No. 104–128)

Page 22218

Measures Passed:

Congressional Recess/Adjournment: Senate agreed to H. Con. Res. 92, providing for an adjournment of the two Houses.

Page 22136

Department of Defense Authorizations, 1996: Senate continued consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows:

Page 22117

Adopted:

(1) Thurmond Amendment No. 2111, to provide a substitute for Title XXXI, authorizing funds for Department of Energy national security programs.

Page 22117

(2) Thurmond Amendment No. 2114 (to Amendment No. 2111), to make technical corrections relating to environmental restoration and waste management activities.

Page 22141

(3) By 97 yeas to 3 nays (Vote No. 363), Boxer Amendment No. 2117, to provide a substitute for section 526, which amends a provision of the Uniform Code of Military Justice relating to forfeiture of pay and allowances and reduction in grade.

Page 22153

(4) Cohen Amendment No. 2118, to facilitate, encourage, and provide for efficient and effective acquisition and use of modern information technology by executive agencies.

Page 22154

(5) Specter Amendment No. 2081, to provide authority for the surrender of fugitives and the provision of judicial assistance to the international tribunals for Yugoslavia and Rwanda, in accordance with the obligations of the United States under certain resolutions of the United Nations Security Council.

Page 22187

(6) By 67 yeas to 27 nays (Vote No. 368), Leahy Amendment No. 2124, to support proposals to implement the United States goal of eventually eliminating antipersonnel landmines, and to impose a moratorium on the use of antipersonnel landmines except in sanctions against foreign governments that export antipersonnel landmines.

Page 22189

Rejected:

(1) Exon Amendment No. 2112 (to Amendment No. 2111), to delete funding for programs of hydronuclear experiments. (By 56 yeas to 44 nays (Vote No. 359), Senate tabled the amendment.)

Pages 22117, 22141

(2) Reid/Bryan Amendment No. 2113 (to Amendment No. 2111), to strike the provision designating the location of the new tritium production facility of the Department of Energy. (By 57 yeas to 43 nays (Vote No. 360), Senate tabled the amendment.)

Page 22137

(3) McCain Amendment No. 2116, to mandate the money made available to the Department of Defense and used for civilian sporting events be re-imbursed to the Department of Defense. (By 80 yeas to 20 nays (Vote No. 362), Senate tabled the amendment.)

Pages 22150, 22154

(4) Kohl Amendment No. 2119, to establish a limitation of $257,700,000,000 as the total amount authorized

for fiscal year 1996. (By 51 yeas to 46 nays (Vote No. 364), Senate tabled the amendment.)

Pages 22158, 22168

(5) Harkin Amendment No. 2121, to require NATO allies to pay 75 percent of added costs in keeping troops overseas and the cost of foreign national employment. (By 70 yeas to 26 nays (Vote No. 365), Senate tabled the amendment.)

Pages 22169, 22185

(6) Levin Amendment No. 2122, to authorize funds for procurement of equipment for the reserve components according to their highest modernization priorities. (By 53 yeas to 43 nays (Vote No. 366), Senate tabled the amendment.)

Pages 22176, 22186

(7) Glenn Amendment No. 2123, to strike provisions that reduce the period of obligated active duty service of graduates of the service academies. (By 52 yeas to 44 nays (Vote No. 367), Senate tabled the amendment.)

Pages 22179, 22186

Pending:

Brown Amendment No. 2125, to clarify restrictions on assistance to Pakistan.

Page 22196

During consideration of this measure today, Senate took the following action:

By 37 yeas to 63 yeas (Vote No. 361), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Bumpers Amendment No. 2115, to repeal the defense firewalls established in the Fiscal Year 1996 Budget Resolution. Subsequently, a point of order that the amendment was in violation of section 306 of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 22142

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, August 7, 1995.

Page 22204

Senate may resume consideration of the bill on Saturday, August 5, 1995.

Treasury/Postal Service Appropriations, 1995—Agreement: A unanimous consent agreement was reached providing for the consideration of H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996 and a committee amendment thereto beginning on page 76, lines 10–17, regarding abortions, with a vote to occur on the committee amendment, on Saturday, August 5, 1995.

Page 22175

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report entitled "Sustainable Energy Strategy: Clean and Secure Energy For A Competitive Economy"; referred to the Committee on Energy and Natural Resources. (PM–73).

Page 22217

Transmitting the report of the District of Columbia Financial Responsibility and Management Assistance Authority's operating budget for fiscal year 1996; referred to the Committee on Governmental Affairs. (PM–74).

Page 22218

Nominations Received: Senate received the following nominations:

2 Navy nominations in the rank of admiral.

Page 22250

Messages From the President: Page 22217

Messages From the House: Page 22218

Executive Reports of Committees: Page 22218

Statements on Introduced Bills: Page 22219

Additional Cosponsors: Page 22222

Amendments Submitted: Page 22223

Notices of Hearings: Page 22241

Authority for Committees: Page 22241

Additional Statements: Pages 22240, 22247

Record Votes: Ten record votes were taken today. (Total—368)

Pages 22141, 22149, 22154, 22168, 22185, 22186, 22187, 22192

Recess: Senate convened at 9 a.m., and recessed at 11:48 p.m., until 8:30 a.m., on Saturday, August 5, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 22249.)

Committee Meetings

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

S. 922, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government and the Central Intelligence Agency Retirement and Disability System, with an amendment; and

The nominations of Lt. Gen. John P. Otjen, United States Army, to be Lieutenant General, and Lt. Gen. James R. Clapper, Jr., United States Air Force, for appointment to the grade of lieutenant general on the retired list.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Terence T. Evans, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit, Michael R. Murphy, of Utah, to be United States Circuit Judge for the Tenth Circuit, James M. Moody, to be United States District Judge for the Eastern District of Arkansas, William K. Sessions III, to be United States District Judge for the District of Vermont, Ortrie D. Smith, to be United States District Judge for the Western District of Missouri, and Donald C. Pogue, of Connecticut, to be a Judge of the United States Court of International Trade.

House of Representatives

Chamber Action

Bills Introduced: Sixty-four public bills, H.R. 2193–2256; two private bills, H.R. 2257–2258; and eight resolutions, H. Con. Res. 93–98, and H. Res. 211–212 were introduced.

Page 22111

Reports Filed: Reports were filed as follows:

H.R. 782, to amend title 18 of the United States Code to allow members of employee associations to represent their views before the United States Government, amended (H. Rept. 104–230);

H.R. 1852, to authorize appropriations for the National Science Foundation, amended (H. Rept. 104–231);

H.R. 1870, to authorize appropriations for the activities of the Under Secretary of Commerce for technology, and for Scientific and Technical Research Services and Construction of Research Facilities activities of the National Institute of Standards and Technology, for fiscal year 1996, amended (H. Rept. 104–232);

H.R. 2043, to authorize appropriations to the National Aeronautics and Space Administration for human space flight, science, aeronautics, and technology, mission support, and Inspector General, amended (H. Rept. 104–233);

H.R. 1296, to provide for the Administration of certain Presidio properties at minimal cost to the Federal taxpayer, amended (H. Rept. 104–234);

H.R. 1851, to authorize appropriations for carrying out the Federal Fire Prevention and Control Act of 1974 for fiscal years 1996 and 1997, amended (H. Rept. 104–235); and

H.R. 1816, to authorize appropriations for civilian research, development, demonstration, and commercial application activities of the Department of Energy for fiscal year 1996, amended (H. Rept. 104–236, Part 1).

Page 22111

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bunn of Oregon to act as a Speaker pro tempore for today.

Page 21999

Communications Act: By a recorded vote of 305 ayes to 117 noes, Roll No. 635, the House passed H.R. 1555, to promote competition and reduce regulation in order to secure lower prices and higher quality services for American telecommunications consumers and encourage the rapid deployment of new telecommunications technologies.

Page 21999

By a recorded vote of 224 ayes to 199 noes, Roll No. 634, the House agreed to the Markey motion to recommit the bill to the Committee on Commerce with instructions to report it back forthwith containing an amendment requiring the establishment of a television rating code and requiring that televisions manufactured in or imported to the United States be equipped with program-blocking technology (V–CHIP). Subsequently the bill was reported back to the House with the amendment, and the amendment was agreed to.

Page 22080

Agreed To:

The Bliley amendment that, among other things, shortens from 15 to 6 months the length of time the FCC will have to promulgate rules for implementation of the checklist provisions and reduce the time span that a Bell company must operate their long distance service through a separate subsidiary from 3 years to 18 months (agreed to by a recorded vote of 256 ayes and 149 noes, Roll No. 627);

Page 22019

The Stupak amendment that provides that nothing in the bill affects the authority of local governments to manage public rights-of-way or to require fair and reasonable compensation from telecommunications providers for use of such rights-of-way, and strikes provisions that prohibit local governments from distinguishing between types of telecommunications providers in imposing fees (agreed to by a recorded vote of 338 ayes to 86 noes, Roll No. 629);

Pages 22035, 22052

The Cox of California amendment that protects from liability those providers and users seeking to clean up the Internet and prohibiting the FCC from imposing content or any regulation of the Internet (agreed to by a recorded vote of 420 ayes to 4 noes, Roll No. 631);

Pages 22044, 22054

The Markey amendment that limits to 35 percent the percentages of households nationwide that may be reached by TV stations directly owned by a single network or ownership group (agreed to by a recorded vote of 228 ayes to 195 noes, Roll No. 632); and

Page 22054

The Markey amendment, as amended by the Coburn substitute (substitute agreed to by a recorded vote of 222 ayes to 201 noes, Roll No. 633), that establishes as national policy the encouragement of the television and video industry to establish industry-wide technology standards and rating procedures which would empower parents to block programming they deem inappropriate for their children.

Page 22061

Rejected:

The Conyers amendment, as modified, that sought to provide for an Attorney General review of the Bell company entry into new markets and to provide for approval unless the Attorney General found there was a dangerous probability that such company or its affiliates would successfully use their market power to substantially impede competition in the market such company sought to enter (rejected by a recorded vote of 151 ayes to 271 noes, Roll No. 630); and

Pages 22037, 22053

The Markey amendment that sought to not deregulate cable rates for an existing cable system until a telephone company had actually been authorized to provide competing video services to subscribers in the same franchise area, limit the exemption from price controls for small cable operators to systems with 10,000 or fewer subscribers in its franchise area, and lower the complaint threshold under which the FCC could trigger a rate review from 5 percent of all subscribers to 10 subscribers (rejected by a recorded vote of 148 ayes to 275 noes, Roll No. 628).

Page 22047

The Clerk was authorized to make technical corrections and conforming changes, and to delete duplicative material, in the engrossment of the bill.

Page 22083

Late Report: The Committee on Economic and Educational Opportunities received permission to have until noon on Friday, September 1, 1995, to file a report on H.R. 1594, to place restrictions on the promotion by the Department of Labor of economically targeted investments in connection with employee benefit plans.

Page 22085

Rereferral: The bill H.R. 2077, to designate the United States Post Office building located at 33 College Avenue in Waterville, Maine, as the "George J. Mitchell Post Office Building," originally referred to the Committee on Transportation and Infrastructure, was rereferred to the Committee on Government Oversight.

Page 22085

George J. Mitchell Building: House passed H.R. 2077, to designate the United States Post Office building located at 33 College Avenue in Waterville, Maine, as the "George J. Mitchell Post Office Building."

Page 22085

D.C. Convention Center and Sports Arena: House passed H.R. 2108, to permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia and to permit certain revenues to be pledged as security for the borrowing of such funds.

Page 22087

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 6, 1995.

Page 22089

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Wednesday, September 6, 1995, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 22089

Extensions of Remarks: It was made in order that for the legislative days of Wednesday, August 2, Thursday, August 3, and Friday, August 4, all Members be permitted to extend their remarks and to include extraneous material in that section of the Record entitled "Extensions of Remarks".

Page 22089

Designation of Speaker Pro Tempore: Read and accepted a letter from the Speaker wherein he designates Representative Davis to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 6, 1995.

Page 22089

Presidential Messages: Read the following messages from the President:

United States-Bulgaria nuclear energy agreement: Message wherein he transmits the text of a proposed Agreement between the Government of the United States of America and the Government of the Republic of Bulgaria for Cooperation in the Field of Peaceful Uses of Nuclear Energy, with accompanying annex and agreed minute—referred to the Committee on International Relations and ordered printed (H. Doc. 104–108);

Page 22089

Energy policy: Message wherein he reports to Congress on our Nation's energy policy—referred to the Committee on Commerce; and

Page 22089

D.C. Financial Authority Budget: Message wherein he transmits the District of Columbia Financial Responsibility and Management Assistance Authority's operating budget for fiscal year 1996—referred to the Committee on Government Reform and Oversight.

Page 22090

Senate Messages: Messages received from the Senate today appear on page 22084.

Quorum Calls—Votes: Nine recorded votes developed during the proceedings of the House today and appear on pages 22034, 22052, 22053, 22054, 22060, 22072, 22082 and 22084. There were no quorum calls.

Adjournment: Met at 8 a.m. and, pursuant to the provisions of H. Con. Res. 92, adjourned at 6:17 p.m. until noon on Wednesday, September 6.

Committee Meetings

REGULATION OF PUBLIC UTILITY HOLDING COMPANIES—SEC REPORT

Committee on Commerce: Subcommittee on Telecommunications and Finance and the Subcommittee on Energy and Power held a joint hearing on the SEC's June 19, 1995 report entitled "The Regulation of Public Utility Holding Companies." Testimony was heard from Elizabeth Moler, Chair, Federal Energy Regulatory Commission, Department of Energy; Arthur Levitt, Jr., Chairman, SEC; Robert Gee, Commissioner, Public Utilities Commission, State of Texas; and public witnesses.

RESTRICT AUTHORITY OF D.C. SUPERIOR COURT—CERTAIN CHILD CUSTODY AND VISITATION RIGHTS

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on H.R. 1855, to amend title 11, District of Columbia Code, to restrict the authority of the Superior Court of the District of Columbia over certain pending cases involving child custody and visitation rights. Testimony was heard from Representatives Morella and Molinari; Charles Gill, Judge, Circuit Court, State of Connecticut; and public witnesses.

DEPARTMENT OF COMMERCE FUTURE

Committee on International Relations: Held a hearing on the Future of the Department of Commerce. Testimony was heard from Representatives Roth, Manzullo, Mica and Chrysler; Ronald H. Brown, Secretary of Commerce; Michael Kantor, U.S. Trade Representative; and public witnesses.

MINERAL LEASING ACT AMENDMENTS

Committee on Resources: Subcommittee on Energy and Mineral Resources approved for full Committee action amended H.R. 699, to amend the Mineral Leasing Act to provide for a royalty payment for heavy crude oil produced from the public lands which is based on the degree of API gravity.

SMALL BUSINESS CREDIT EFFICIENCY ACT

Committee on Small Business: Ordered reported amended H.R. 2150, Small Business Credit Efficiency Act of 1995.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

EMPLOYMENT SITUATION

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for July, receiving testimony from Katherine G. Abraham, Commissioner of the Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆

Saturday, August 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 22296–22534

Measures Reported: Reports were made as follows:

S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the Administration, with an amendment in the nature of a substitute. (S. Rept. No. 104–129)

Page 22423

Measures Passed:

Treasury/Postal Service Appropriations, 1996: Senate passed H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 22296

Adopted:

(1) By 52 yeas to 41 nays, 1 responding present, (Vote No. 369), committee amendment on page 76, lines 10–17, to strike language prohibiting coverage of abortion under Federal employees' health insurance policies.

Page 22311

(2) By 50 yeas to 44 nays (Vote No. 370), Nickles Amendment No. 2153 (to committee amendment on page 2, line 14), to restrict coverage of abortion under Federal employees' health insurance policies except where the life of the mother would be endangered or the result of an act of rape or incest.

Pages 22333, 22343

(3) Feingold/McCain Amendment No. 2228, to reduce the number of political employees appointed by the Presi-

dent by capping the number of political appointees at 2,000.

Page 22344

(4) D'Amato Amendment No. 2229, to prohibit the use of funds to take certain actions with respect to the exchange stabilization fund.

Page 22346

(5) Kempthorne Amendment No. 2230, to provide funding for the Advisory Commission on Intergovernmental Relations.

Page 22348

(6) Thompson Amendment No. 2231, to provide that no increase in the rates of pay for Members of Congress shall be made in fiscal year 1996.

Page 22349

(7) Shelby/Kerrey Amendment No. 2232, to increase the limitation on funds the Secret Service can spend to secure non-governmental properties.

Pages 22351, 22368

(8) Shelby (for Stevens) Amendment No. 2233, relating to mail delivery in Alaska.

Pages 22351, 22368

(9) Shelby (for D'Amato/Moynihan) Amendment No. 2234, to transfer forfeited A–37 Dragonfly jets to the National Warplane Museum in Geneseo, New York.

Pages 22351, 22368

(10) Shelby (for Ford/McConnell) Amendment No. 2235, prohibiting implementation of an ATF ruling on citrus contents in alcohol.

Pages 22351, 22368

(11) Shelby (for Pryor) Amendment No. 2236, to eliminate funding requiring an initiation of a program to use private law firms and debt collection agencies in collection activities of the Internal Revenue Service.

Pages 22351, 22368

(12) Shelby (for Simpson/Craig) Amendment No. 2237, to prohibit certain exempt organizations from receiving Federal grants.

Pages 22351, 22353, 22368

(13) Shelby/Kerrey Amendment No. 2238, allowing the Department of the Treasury to reimburse the District of Columbia for costs incurred as a result of the closure of Pennsylvania Avenue.

Pages 22351, 22354, 22368

(14) Shelby (for Bingaman) Amendment No. 2239, to limit access by minors to cigarettes through prohibiting the sale of tobacco products in vending machines in Federal buildings.

Pages 22351, 22354, 22368

(15) Shelby (for Brown) Amendment No. 2240, to express the sense of the Senate that the General Services Administration should increase use of direct delivery supplies to agencies.

Pages 22351, 22354, 22368

(16) Shelby/Kerrey Amendment No. 2241, to establish the National Commission on Restructuring the Internal Revenue Service.

Pages 22351, 22354, 22368

(17) Shelby/Kerrey Amendment No. 2242, relating to a Secret Service protection matter.

Pages 22351, 22354, 22368

(18) Shelby (for Hutchison) Amendment No. 2243, to require the Administrator of the General Services Administration to report to Congress on border station leasing arrangements.

Pages 22351, 22354, 22368

(19) Shelby (for Bingaman) Amendment No. 2244, to reduce the energy costs of Federal facilities for which funds are made available under this Act.

Pages 22351, 22354, 22368

(20) Shelby (for Hatch/Biden) Modified Amendment No. 2245, to restore funding for the Office of National Drug Control Policy.

Pages 22351, 22362, 22368

(21) Shelby (for Coverdell) Amendment No. 2246, to provide for the transfer of funds to States to carry out the National Voter Registration Act of 1993.

Pages 22351, 22362, 22368

(22) Shelby (for Brown) Amendment No. 2247, to limit the amount of leave that Senior Executive Service employees may accumulate to 60 days.

Pages 22351, 22362, 22368

(23) Shelby (for Lautenberg) Amendment No. 2248, to require the Administrator of General Services to transfer certain Federal property to the city of Hoboken, New Jersey.

Pages 22351, 22362, 22368

(24) Shelby (for Grassley) Amendment No. 2249, to restore funding for the Administrative Conference of the United States.

Pages 22351, 22362

(25) Shelby (for Mikulski) Amendment No. 2250, to provide that certain Federal employee service shall be considered law enforcement service for purposes of chapter 84 of title 5, United States Code.

Pages 22351, 22362

(26) Shelby (for Brown) Amendment No. 2251, to require an investigation relating to the misuse of public funds at Denver International Airport.

Pages 22351, 22368

Rejected:

By 45 yeas to 49 nays (Vote No. 371), Mikulski Amendment No. 2227 (to committee amendment on page 2, line 14), to allow coverage of abortion under the Federal employees' health insurance policies in cases where it is medically necessary.

Page 22342

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Shelby, Jeffords, Gregg, Hatfield, Kerrey, Mikulski, and Byrd.

Page 22371

Court Reporter Fair Labor Amendments Act: Senate passed H.R. 1225, to amend the Fair Labor Standards Act of 1938 to exempt employees who perform certain court reporting duties from the compensatory time requirements applicable to certain public agencies, clearing the measure for the President.

Page 22530

Department of Defense Authorizations, 1996: Senate continued consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows:

Page 22371

Adopted:

(1) Thurmond (for Smith) Amendment No. 2252, to revise certain provisions relating to authority to lease property requiring environmental remediation.

Page 22372

(2) Ford Amendment No. 2253, to require a cost-benefit analysis of various options for reorganization of the Army ROTC program and to delay reorganization pending submission of a report on the results of the analysis to Congress.

Page 22373

(3) Thurmond (for Campbell) Amendment No. 2254, to require a report on the effect of the closure of Fitzsimons Army Medical Center on the capability of the Department of Defense to provide appropriate health care to veterans of the Persian Gulf War and their families suffering from illnesses associated with their service during that conflict.

Page 22373

(4) Ford (for Pryor) Amendment No. 2255, to express the sense of the Senate on the Director of Operational Test and Evaluation.

Page 22374

(5) Kempthorne (for Lott) Amendment No. 2256, to revise the authority relating to awards for service during the Vietnam era in order to authorize upgrades of awards.

Page 22375

(6) Ford (for Nunn) Amendment No. 2257, to provide funding for the Junior Reserve Officer Training Corps programs of the Army, Navy, Air Force, and Marine Corps.

Page 22375

(7) Ford (for Nunn) Amendment No. 2258, to further clarify provisions relating to reserve components to be used for civil-military cooperative action, and to provide for an extension of the Pilot Outreach Program.

Page 22376

(8) Kempthorne (for Thurmond) Amendment No. 2259, to make the National Defense Sealift Fund available for expenses of the entire National Defense Reserve Fleet.

Page 22377

(9) Kempthorne (for McCain/Glenn) Amendment No. 2260, to authorize the Secretary of the Air Force to convey to the city of Forsyth, Montana land which has served as a support complex and recreational facilities for the Radar Bomb Scoring Site.

Page 22377

(10) Kempthorne (for McCain) Amendment No. 2261, to authorize the Secretary of the Air Force to convey to the Northwest College Board of Trustees land located in Powell, Wyoming, which has served as the location of a support complex, recreational facilities, and housing facilities for the Radar Bomb Scoring Site.

Page 22378

(11) Kempthorne (for Pressler) Amendment No. 2262, to express the sense of Congress regarding establishment of Junior Reserve Officers' Training Corps units in schools on Indian reservations.

Page 22379

(12) Kempthorne (for Helms) Amendment No. 2263, to make certain that the committee on Foreign Relations receives certain reports from the Department of Defense.

Page 22379

(13) Kempthorne (for Cohen) Amendment No. 2264, to strike out a waiver of congressional notification requirements for transfers of certain vessels to certain foreign countries.

Page 22380

(14) Ford (for Pryor) Amendment No. 2265, to require the Secretary of State to submit to Congress reports on arms export control and military assistance.

Page 22380

(15) Kempthorne (for Thurmond) Amendment No. 2266, to make clarifying amendments to provisions of law enacted in the Federal Acquisition Streamlining Act of 1994.

Page 22380

(16) Kempthorne (for Thurmond) Amendment No. 2267, to strike out provisions that amend title 38, United States Code, relating to veterans' benefits.

Page 22381

(17) Kempthorne (for Shelby/Heflin) Amendment No. 2268, to establish and maintain a Battlefield Integration Center for the integration of missile defense warfighting pillars.

Page 22381

(18) Ford (for Heflin) Amendment No. 2269, to clarify the use of existing technologies under the requirements relating to national missile defense system architecture.

Page 22382

(19) Ford (for Heflin/Shelby) Amendment No. 2270, to require the Director of the Ballistic Missile Defense Organization to establish a Ballistic Missile Defense Technology Center within the Space and Strategic Defense Command of the Army.

Page 22382

(20) Kempthorne (for Helms) Amendment No. 2271, to revise section 1055 concerning military cooperation from a United States policy to a sense of Congress.

Page 22383

(21) Kempthorne (for McCain/Feinstein) Amendment No. 2272, to revise and improve the base closure and realignment process.

Page 22383

(22) Ford (for Kohl) Amendment No. 2273, to improve the provision relating to restoration advisory boards.

Page 22386

(23) Nunn (for Glenn) Amendment No. 2274, to require the Comptroller General of the United States to provide a report to Congress on existing funding mechanisms available to cover the costs associated with the Overseas Humanitarian, Disaster, and Civic Assistance activities.

Page 22387

(24) Kempthorne (for Helms) Amendment No. 2275, to express the sense of the Senate on the Midway Islands.

Page 22387

(25) Kempthorne (for Thurmond) Amendment No. 2276, to authorize the Secretary of the Navy to establish a crash attenuating seats acquisition program.

Page 22388

(26) Kempthorne (for Smith) Amendment No. 2277, to provide for the naming of certain amphibious ships and to authorize funds for the procurement of these vessels.

Page 22388

(27) Kempthorne (for Lott) Amendment No. 2278, to strike the limitation on contracting with the same contractor for construction of additional new sealift ships.

Page 22388

(28) Nunn (for Glenn) Amendment No. 2279, to revise section 1003, relating to the Defense Modernization Account.

Page 22389

Pending:

Brown Amendment No. 2125, to clarify restrictions on assistance to Pakistan.

Page 22371

By unanimous-consent agreement, the cloture vote on the motion to close further debate on the bill, scheduled for Monday, August 7, 1995, was postponed to occur at a time to be determined.

Page 22532

Family Self-Sufficiency Act: Senate began consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 22392

Pending:

Dole Amendment No. 2280, of a perfecting nature.

Pages 22419, 22458

Senate will resume consideration of the bill on Monday, August 7, 1995.

Alaska Power Administration Sale Act: Senate disagreed to the amendments of the House to S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Murkowski, Hatfield, Domenici, Johnston, and Ford.

Page 22530

Messages From the President: Senate received the following message from the President of the United States:

Agreement between the United States and the Government of the Republic of Bulgaria; referred to the Committee on Foreign Relations. (PM–75)

Page 22421

Messages From the President: **Page 22421**

Petitions: **Page 22421**

Additional Cosponsors: **Page 22423**

Amendments Submitted: **Page 22423**

Additional Statements: **Page 22423**

Record Votes: Three record votes were taken today. (Total—371) **Pages 22332, 22341, 22343**

Recess: Senate convened at 8:30 a.m., and recessed at 5:46 p.m., until 9 a.m., on Monday, August 7, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 22534.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No Committee meetings were held.

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Monday, August 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 22535–22625

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 1124–1129, and S. Res. 159 and 160.

Page 22607

Measures Reported: Reports were made as follows:

H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas. (S. Rept. No. 130)

H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa. (S. Rept. No. 104–131)

H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility. (S. Rept. No. 104–132)

S. 369, to designate the Federal Courthouse in Decatur, Alabama, as the "Seybourn H. Lynne Federal Courthouse".

S. 734, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building".

S. 965, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, Virginia, as the Albert V. Bryan United States Courthouse.

S. 1076, to designate the Western Program Service Center of the Social Security Administration located at 1221 Nevin Avenue, Richmond, California, as the "Francis J. Hagel Building".

S. 1124, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces.

S. 1125, to authorize appropriations for fiscal year 1996 for military construction.

S. 1126, to authorize appropriations for fiscal year 1996 for defense activities of the Department of Energy.
Page 22607

Family Self-Sufficiency Act: Senate resumed consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:
Page 22556

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.
Page 22556

Senate will continue consideration of the bill on Tuesday, August 8, 1995.

Nominations Received: Senate received the following nominations:

John A. Knubel, of Maryland, to be Chief Financial Officer, Department of Housing and Urban Development.
Page 22625

Messages From the House: **Page 22606**

Measures Referred: **Page 22606**

Executive Reports of Committees: **Page 22607**

Statements on Introduced Bills: **Page 22607**

Additional Cosponsors: **Page 22615**

Amendments Submitted: **Page 22616**

Authority for Committees: **Page 22616**

Additional Statements: **Page 22616**

Recess: Senate convened at 9 a.m., and recessed at 8:14 p.m., until 9 a.m., on Tuesday, August 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 22625.)

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Herbert F. Collins, of Massachusetts, to be a Member of the Thrift Depositor Protection Oversight Board, and Maria Luisa Mabilangan Haley, of Arkansas, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Thomas F. McLarty, Counsel to the President, former Chief of Staff to the President; John M. Quinn, Assistant to the President and Chief of Staff to the Vice President; David R. Gergen, Duke University, Durham, North Carolina, former Counselor to the President; and C. William Burton, Jones, Day, Reavis & Pogue, Washington, D.C., former Deputy Assistant to the President and former Policy and Staff Director for the Chief of Staff to the President.

Hearings continue tomorrow.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

WHITEWATER

Committee on Banking and Financial Services: Held a hearing on the failure and resolution of Madison Guaranty Savings and Loan Association and related matters, including allegations concerning White Water Development Corporation and the Executive Branch's handling of the investigation of matters pertaining thereto. Testimony was heard from the following officials of the GAO: Dick Stiener, Director, Office of Special Investigations; and Don Fulwider, Assistant Director, Financial and Economic Crimes; the following former Examiners, Federal Home Loan Bank Board: James Clark and Dawn Pulcer; and Wayne Foren, former Associate Administrator, Investment, SBA.

Hearings continue tomorrow.

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Tuesday, August 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 22628–22798

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 1130 and 1131, and S. Res. 161.

Page 22719

Measures Passed:

Jefferson Davis Desk: Senate agreed to S. Res. 161, to make available to the Senator from Mississippi, during his or her term of office, the use of the desk located in the Senate Chamber and used by Senator Jefferson Davis.

Page 22775

Digital Performance Right in Sound Recordings Act: Senate passed S. 227, to amend title 17, United States Code, to provide an exclusive right to perform sound recordings publicly by means of digital transmissions, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 22775

Gorton (for Hatch/Feinstein) Amendment No. 2302, in the nature of a substitute.

Page 22778

Interior Appropriations, 1996: Senate began consideration of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, agreeing to committee amendments, with certain exceptions, and taking action on amendments proposed thereto, as follows:

Page 22671

Adopted:

(1) Gorton (for Brown) Amendment No. 2283 (to committee amendment on page 121, line 19, through page 126, line 7), to direct the Secretary of the Interior to conduct a study concerning equity regarding entrance, tourism, and recreational fees for the use of Federal lands and facilities.

Page 22690

(2) Gorton (for Chafee) Amendment No. 2284 (to committee amendment on page 10, lines 12 through 19, to make explicit that certain prohibitions contained in the bill regarding activities under Section 4 of the Endangered Species Act are not to extend beyond the end of fiscal year 1996.

Page 22690

(3) Gorton Amendment No. 2285 (to committee amendment on page 104, line 1, through page 118, line 5), to make a technical correction.

Page 22690

(4) Gorton Amendment No. 2286 (to committee amendment on page 80, line 5), to make a technical correction.

Page 22690

(5) Gorton Amendment No. 2287 (to committee amendment on page 10, lines 12 through 19), to make a technical correction.

Page 22690

(6) Gorton Amendment No. 2288 (to committee amendment beginning on page 54, line 20), to make a technical correction.

Page 22690

(7) Gorton Amendment No. 2289 (to committee amendment beginning on page 75, line 23), to prohibit the Forest Service from applying paint to rocks.

Page 22690

(8) Gorton/McCain/Inouye/Domenici Amendment No. 2290 (to various committee amendments), to transfer all funding from the Office of Special Trustee except for financial trust management funding to the Bureau of Indian Affairs, including funding for resources management, trust activities, resources management construction, and Indian Land and Water Claims Settlements and Miscellaneous Payments to Indians.

Page 22690

(9) Gorton/Domenici/Inouye/McCain Amendment No. 2291 (to committee amendment on page 35, line 11), to delete a provision pertaining to distribution of tribal shares from the Bureau of Indian Affairs' Central Office Operations and Special Programs and Pooled Overhead accounts.

Page 22690

(10) McCain Amendment No. 2292 (to committee amendment on page 19, lines 8–14), in the nature of a substitute.

Page 22693

(11) Bumpers Amendment No. 2293 (to committee amendment on page 128, lines 16–21), to impose a moratorium on the processing of patent applications pursuant to the 1872 Mining Law.

Page 22693

Subsequently, the amendment as amended, was modified.

Page 22704

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(12) Craig/Reid/Bryan Amendment No. 2294 (to Amendment No. 2293), in the nature of a substitute. (By 46 yeas to 53 nays (Vote No. 373), Senate earlier failed to table the amendment.)

Page 22704

(13) Gorton (for Thomas) Amendment No. 2295, to delay implementation of regulations governing the management of livestock grazing on lands administered by the Forest Service until November 21, 1995.

Page 22705

(14) Gorton (for Jeffords) Amendment No. 2297, to allow the National Park Service's American Battlefield Protection Program to enter into cooperative agreements.

Page 22715

(15) Gorton/Murray Amendment No. 2298, to modify provisions relating to the Lummi Indians.

Page 22715

(16) Gorton/Murray Amendment No. 2299, to provide funds for the Columbia Basin Ecosystem Project.

Page 22715

(17) Gorton/Murray Amendment No. 2300, relating to funding for the AmeriCorps program.

Page 22715

(18) Gorton (for McCain) Amendment No. 2301, to require certain Federal agencies to prepare and submit to Congress rankings of the proposals of such agencies for land acquisition.

Page 22716

Pending:

Domenici Amendment No. 2296, to restore funding for programs within the Bureau of Indian Affairs.

Page 22706

During consideration of the bill today, Senate took the following action:

By 46 yeas to 51 nays (Vote No. 372), Senate failed to table the committee amendment on page 128, lines 16–21, to strike language prohibiting funds for the processing of applications for a patent for any mining or mill site claim located under the general mining laws or to issue a patent for any such claim.

Page 22700

A unanimous-consent agreement was reached providing for further consideration of the pending amendment on Wednesday, August 9, 1995, with a vote to occur thereon.

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 22628

Pending:

(1) Dole Modified Amendment No. 2280, of a perfecting nature.

Page 22628

(2) Daschle Amendment No. 2282 (to Amendment No. 2280), in the nature of a substitute.

Page 22665

Appointments:

Coordinating Council on Juvenile Justice and Delinquency Prevention: The Chair, on behalf of the Majority Leader, after consultation with the Democratic Leader, pursuant to Public Law 93–415, as amended by Public Law 102–586, announced the appointment of James L. Burgess, of Kansas, to the Coordinating Council on Juvenile Justice and Delinquency Prevention, effective July 5, 1995.

Page 22775

Library of Congress Trust Fund Board: The Chair, on behalf of the Majority Leader, in consultation with the Democratic Leader, pursuant to Public Law 102–246, appointed Adele C. Hall, of Kansas, to a 5 year term to the Library of Congress Trust Fund Board.

Page 22775

Nominations Received: Senate received the following nominations:

Isaac C. Hunt, Jr., of Ohio, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 2000.

Norman S. Johnson, of Utah, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 1999.

Ned R. McWherter, of Tennessee, to be a Governor of the United States Postal Service for the term expiring December 8, 2002.

Phillip A. Singerman, of Pennsylvania, to be an Assistant Secretary of Commerce.

Page 22798

Executive Reports of Committees: **Page 22719**

Statements on Introduced Bills: **Page 22720**

Additional Cosponsors: **Page 22721**

Amendments Submitted: **Page 22722**

Notices of Hearings: **Page 22770**

Authority for Committees: **Page 22770**

Additional Statements: **Page 22770**

Record Votes: Two record votes were taken today. (Total—373) **Pages 22770, 22704**

Recess: Senate convened at 9 a.m., and recessed at 10:26 p.m., until 9 a.m., on Wednesday, August 9, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 22797.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Jill L. Long, of Indiana, to be Under Secretary of Agriculture for Rural

Economic and Community Development, and to be a Member of the Board of Directors of the Commodity Credit Corporation.

DRUG TRADE IN MEXICO

Committee on Foreign Relations: Committee held hearings to examine the growing role of international drug trafficking organizations operating in Mexico and its impact on United States and Mexican relations, receiving testimony from Robert S. Gelbard, Assistant Secretary of State for International Narcotics and Law Enforcement Affairs; Thomas A. Constantine, Administrator, Drug Enforcement Administration, Department of Justice; David C. Jordan, University of Virginia, Charlottesville; and Andrew A. Reding, New School for Social Research, New York, New York.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee continued hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Bruce R. Lindsey, Assistant to the President and Deputy Counsel, former Assistant to the President and Senior Advisor and Director of Presidential Personnel; and Susan P. Thomases, Willkie, Farr & Gallagher, New York, New York.

Hearings continue tomorrow.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

WHITEWATER

Committee on Banking and Financial Services: Continued hearings on the failure and resolution of Madison Guaranty Savings and Loan Association and related matters, including allegations concerning White Water Development Corporation and the Executive Branch's handling of the investigation of matters pertaining thereto. Testimony was heard from the following officials of the RTC: Jean Lewis, Richard Iorio and Lee Ausen, all Investigators, Kansas City.

Hearings continue tomorrow.

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Wednesday, August 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 22799–22946

Measures Introduced: Twelve bills were introduced, as follows: S. 1132–1143.

Page 22912

Measures Reported: Reports were made as follows:

S. 883, to amend the Federal Credit Union Act to enhance the safety and soundness of federally insured credit unions, to protect the National Credit Union Share Insurance Fund. (S. Rept. No. 104–133)

Page 22912

Measures Passed:

Interior Appropriations, 1996: By 92 yeas to 6 nays (Vote No. 378), Senate passed H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, agreeing to excepted committee amendments, and taking action on amendments proposed thereto, as follows:

Pages 22799, 22809, 22833

Adopted:

(1) Craig Amendment No. 2303, to add avoidance costs as a punishable result, relating to tree spiking on Federal lands.

Pages 22809, 22825

(2) Jeffords Modified Amendment No. 2304 (to various committee amendments), to increase the funding for the National Endowment for the Arts, the National Endowment for the Humanities, and the Institute of Museum Services.

Page 22823

(3) Bingaman Amendment No. 2305, to permit the use of funds for the award of grants to individuals for National Heritage Fellowships and American Jazz Masters Fellowships.

Page 22826

(4) Reid Amendment No. 2308, to increase the amount of funds made available for activities relating to the administration of the Endangered Species Act of 1973.

Page 22838

(5) Gorton (for Byrd) Amendment No. 2311, to clarify the availability of funds for abandoned mine environmental restoration.

Page 22852

(6) Gorton (for Craig) Amendment No. 2312, to provide that the adoption of an amendment to the resource

management plan for the Clearwater National Forest under section 314(c)(2) of the bill will satisfy the requirement for revision referred to in the Stipulation of Dismissal dated September 13, 1993, relating to that national forest.

Page 22852

(7) Gorton (for Jeffords) Amendment No. 2313, relating to indemnity provisions within the National Endowment for the Arts.

Page 22852

(8) Gorton (for Kyl) Amendment No. 2314, to provide for the continued operation of the Indian Arts and Crafts Board.

Page 22852

(9) Gorton (for McCain) Amendment No. 2315, to provide that any new fossil energy research and development project start shall be cost-shared with a private entity.

Page 22853

(10) Gorton (for Snowe) Amendment No. 2316, to transfer certain funds from land acquisition to national recreation and preservation.

Page 22853

(11) Gorton (for Hutchison) Amendment No. 2317, relating to the National Biological Service aerial surveys.

Page 22853

(12) Gorton (for Specter) Amendment No. 2318, to provide funds for the acquisition of subsurface rights in the Kane Experimental Forest.

Page 22853

(13) Gorton (for Baucus/Burns) Amendment No. 2319, to provide that $275,000 shall be made available from the cash equalization account in the Land and Water Conservation Fund for the acquisition of Mt. Jumbo in the Lolo National Forest, Montana.

Page 22853

(14) Gorton (for Domenici) Amendment No. 2320, to provide additional funding for the National Park Service land acquisition program.

Page 22853

(15) Gorton (for Murkowski) Amendment No. 2321, to direct the National Park Service to conduct, within existing funds, a Feasibility Study to evaluate proposals for a northern access route into Denali National Park and Preserve.

Page 22853

(16) Gorton (for Murkowski) Amendment No. 2322, to provide design and construction drawings for the replacement of buildings accidentally destroyed by the National Park Service.

Page 22854

(17) Gorton (for McConnell/Ford) Amendment No. 2323, relating to the Department of Energy Codes and Standards Program.

Page 22855

(18) Gorton (for Leahy) Amendment No. 2324, to provide funding for cooperative lands fire management and to increase funding for the stewardship incentive program, with an offset.

Page 22858

(19) Gorton (for Bingaman) Amendment No. 2325, to reduce the energy costs of Federal facilities for which funds are made available under this Act.

Page 22858

(20) Gorton (for Bingaman) Amendment No. 2326, to provide for a comparative analysis of the Indian Health Service.

Page 22868

(21) Gorton (for Bingaman) Amendment No. 2327, to provide for a report to Congress that evaluates HIV and AIDS among Indian tribes.

Page 22869

Rejected:

(1) By 36 yeas to 61 nays (Vote No. 374), Domenici Amendment No. 2296, to restore funding for programs within the Bureau of Indian Affairs.

Page 22806

(2) Simon Amendment No. 2306, to authorize funds for the establishment of the National African American Museum within the Smithsonian Institution. (By 50 yeas to 47 nays (Vote No. 375), Senate tabled the amendment.)

Page 22833

(3) Helms Modified Amendment No. 2309, to prohibit the use of funds to implement the Red Wolf reintroduction program. (By 50 yeas to 48 nays (Vote No. 376), Senate tabled the amendment.)

Pages 22845, 22849

(4) Bingaman Amendment No. 2310, to restore funding for Indian education. (By 68 yeas to 30 nays (Vote No. 377), Senate tabled the amendment.)

Page 22851

During consideration of this measure today, Senate also took the following action:

By unanimous consent, Amendment No. 2295, to delay the implementation of regulations governing the management of livestock grazing on lands administered by the Forest Service, agreed to on Tuesday, August 8, was modified.

Page 22847

Senate insisted on its amendments, requested a conference with the House thereon, and appointed the following conferees: Senators Gorton, Stevens, Cochran, Domenici, Hatfield, Burns, Bennett, Mack, Byrd, Johnston, Leahy, Bumpers, Hollings, Reid, and Murray.

Page 22869

Seybourn H. Lynne Federal Courthouse: Senate passed S. 369, to designate the Federal Courthouse in Decatur, Alabama, as the "Seybourn H. Lynne Federal Courthouse".

Page 22944

Bruce R. Thompson U.S. Courthouse/Federal Building: Senate passed S. 734, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building". Page 22945

Albert V. Bryan U.S. Courthouse: Senate passed S. 965, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, Virginia, as the "Albert V. Bryan United States Courthouse". Page 22945

Francis J. Hagel Building: Senate passed S. 1076, to designate the Western Program Service Center of the Social Security Administration located at 1221 Nevin Avenue, Richmond, California, as the "Francis J. Hagel Building". Page 22945

Arkansas Fish Hatchery: Senate passed H.R. 535, to direct the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas, clearing the measure for the President. Page 22945

Iowa Fish Hatchery: Senate passed H.R. 584, to direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa, clearing the measure for the President. Page 22945

Minnesota Fish Hatchery: Senate passed H.R. 614, to direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility, clearing the measure for the President. Page 22945

George J. Mitchell Post Office Building: Senate passed H.R. 2077, to designate the United States Post Office building located at 33 College Avenue in Waterville, Maine, as the "George J. Mitchell Post Office Building", clearing the measure for the President. Page 22946

Transportation Appropriations, 1996: Senate began consideration of H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, agreeing to committee amendments, with an exception, and taking action on amendments proposed thereto, as follows: Page 22870

Adopted:

(1) Bingaman Amendment No. 2330, to reduce the energy costs of certain Federal facilities for which funds are made available. Page 22891

(2) Hatfield (for Dorgan) Amendment No. 2331, to require the Secretary of Transportation to conduct a study of air fares. Page 22892

(3) Hatfield (for Inouye) Amendment No. 2332, to remove the State of Hawaii from an exclusion relating to payments to air carriers. Page 22892

(4) Hatfield Amendment No. 2333, of a technical nature. Page 22892

(5) Hatfield (for Bumpers) Amendment No. 2334, relating to essential air service. Page 22892

(6) Exon Amendment No. 2335, to provide funding for the Institute of Railroad Safety. Page 22893

(7) Pressler Amendment No. 2336, to express the sense of the Senate that the action taken by the Government of Japan against United States air cargo and passenger carriers represents a clear violation of the United States/Japan bilateral aviation agreement that is having severe repercussions on United States air carriers and, in general, customers of these United States air carriers. Page 22893

(8) Hatfield (for Boxer) Amendment No. 2338, to establish State infrastructure banks. Page 22895

(9) Hatfield (for Pressler) Amendment No. 2339, to provide necessary expenses for the closing costs of the Interstate Commerce Commission. Page 22895

(10) Hatfield (for Feinstein) Amendment No. 2342, to provide for a technical correction to P.L. 102–388. Page 22904

(11) Hatfield (for Abraham/Inhofe) Amendment No. 2343, to eliminate certain highway advisory committees. Page 22904

(12) Warner/Chafee/Baucus Amendment No. 2344, to delay the effective date of a restriction on the availability of certain highway funds and to provide for National Highway System designation. Page 22905

Rejected:

(1) Committee amendment on page 74, lines 1–8, relating to passenger facility fees. (By voice vote, Senate tabled the amendment.) Page 22883

(2) Specter/Santorum Amendment No. 2328, to transfer additional funds for mass transit operating assistance. (By 68 yeas to 30 nays (Vote No. 379), Senate tabled the amendment.) Page 22884

(3) Harkin Amendment No. 2329, to amend the Railway Labor Act regarding overseas domiciles regarding airline flight crews. (By 63 yeas to 33 nays, 1 responding present (Vote No. 380), Senate tabled the amendment.) Page 22888

Pending:

(1) Jeffords/Leahy Amendment No. 2337, to provide for the allocation to certain airports with respect to which commercial air service has been disrupted during the past 3 years, an annual subsidy under the essential air service program under subchapter II of chapter 417 of title 49, United States Code. Page 22894

(2) Roth Amendment No. 2340, to strike out sections 350 and 351, relating to waivers of the applicability of certain Federal personnel laws and procurement laws to the Federal Aviation Administration.

Pages 22895, 22896

(3) Burns Amendment No. 2341, to protect shippers in a captive shipper state.

Pages 22901, 22906

(4) Pressler Amendment No. 2345, to provide funding for rail freight infrastructure.

Page 22909

A unanimous consent agreement was reached providing for further consideration of the bill and the amendments pending thereto, on Thursday, August 10, 1995, with votes to occur thereon.

Pages 22890, 22909

Department of Defense Authorizations, 1996—Cloture Motion Filed: A second motion was entered to close further debate on S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Friday, August 11, 1995.

Page 22897

Statements on Introduced Bills: **Page 22913**

Additional Cosponsors: **Page 22933**

Amendments Submitted: **Page 22933**

Authority for Committees: **Page 22940**

Additional Statements: **Page 22940**

Record Votes: Seven record votes were taken today. (Total–380)

Pages 22806, 22837, 22850, 22851, 22869, 22888, 22890

Recess: Senate convened at 9 a.m., and recessed at 11:17 p.m., until 9:10 a.m., on Thursday, August 10, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 22946.)

Committee Meetings

WAR CRIMES IN THE BALKANS

Committee on Foreign Relations/Select Committee on Intelligence: Committees concluded joint hearings to examine the extent of war crimes in the Balkans, after receiving testimony from John Gannon, Deputy Director for Intelligence, and Ted Holt, Analyst, both of the Central Intelligence Agency; M. Cherif Bassiouni, Chairman, United Nations Commission of Experts to Investigate Violations in the Former Yugoslavia; Raif Zukanovic and Emir Kapetanovic, both of Manjaca, Bosnia; and Nihada Ademovic, Bosanski Samac, Bosnia.

D.C. CONVENTION CENTER/SPORTS ARENA

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia concluded hearings on H.R. 2108, to permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia, and to permit certain revenues to be pledged as security for the borrowing of such funds, after receiving testimony from Gregory M. Holloway, Director, Civil Audits/General Government Division, Accounting and Information Management Division, General Accounting Office; and Merrick T. Malone, Assistant City Administrator for Economic Development, Claude Bailey, Corporation Counsel, and Michelle D. Bernard, Chairperson, and James Kerr, Chairperson, Arena Task Force, both of the District of Columbia Redevelopment Land Agency, all on behalf of the Government of the District of Columbia, Patty Brooks Smith, NationsBank, and David Ryder, Crestar Bank, all of Washington, D.C.

INDIAN GAMING REGULATIONS

Committee on Indian Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 487, to establish a Federal Indian Gaming Regulatory Commission to regulate Indian gaming operations and standards.

WHITEWATER

Special Committee To Investigate the Whitewater Development Corporation and Related Matters: Committee continued hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Bernard W. Nussbaum, Wachtell, Lipton, Rosen & Katz, New York, New York, former White House Counsel.

Hearings continue tomorrow.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

WHITEWATER

Committee on Banking and Financial Services: Continued hearings on the failure and resolution of Madison Guaranty Savings and Loan Association and related matters, including allegations concerning White Water Development Corporation and the Executive Branch's handling of the investigation of matters pertaining thereto. Testimony was heard from the following officials of the RTC: Jean Lewis, Richard Iorio and Lee Ausen, all Investigators, Kansas City.

Hearings continue tomorrow.

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Thursday, August 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 22947–23158

Measures Introduced: Thirty-seven bills and two resolutions were introduced, as follows: S. 1144–1180, S. Res. 162, and S. Con. Res. 24.

Page 23052

Measures Reported: Reports were made as follows:

S. 1147, to extend and reauthorize the Defense Production Act of 1950. (S. Rept. No. 104–134)

H.R. 2108, to permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia and to permit certain revenues to be pledged as security for the borrowing of such funds.

S. Con. Res. 22, expressing the sense of the Congress that the United States should participate in Expo '98 in Lisbon, Portugal.

Page 23050

Measures Passed:

Transportation Appropriations, 1996: By 98 yeas to 1 nay (Vote No. 383), Senate passed H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, as amended, and after taking action on a further amendment proposed thereto, as follows:

Page 22947

Adopted:

McCain' Amendment No. 2348, to make the effective date of procurement and personnel reform of the FAA effective as of April 1, 1996.

Page 22954

Rejected:

(1) Pressler Modified Amendment No. 2345, to provide funding for rail freight infrastructure. (By 56 yeas to 43 nays (Vote No. 382), Senate tabled the amendment.)

Pages 22947, 22948

(2) Roth Amendment No. 2340, to strike out sections 350 and 351, relating to waivers of the applicability of certain Federal personnel laws and procurement laws to the Federal Aviation Administration. (By 59 yeas to 40 nays (Vote No. 381), Senate tabled the amendment.)

Page 22947

Withdrawn:

(1) Jeffords/Leahy Amendment No. 2337, to provide for the allocation to certain airports with respect to which commercial air service has been disrupted during the past 3 years, an annual subsidy under the essential air service program under subchapter II of chapter 417 of title 49, United States Code.

Page 22947

(2) Burns Amendment No. 2341, to protect shippers in a captive shipper state.

Page 22948

Senate insisted on its amendments, requested a conference with the House thereon, and appointed the following conferees: Senators Hatfield, Domenici, Specter, Gramm, Bond, Gorton, Lautenberg, Byrd, Harkin, Mikulski, and Reid.

Page 22956

Department of Defense Appropriations, 1996: Senate began consideration of S. 1087, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, taking action on amendments proposed thereto, as follows:

Page 22957

Adopted:

(1) Stevens Amendment No. 2350, to make funds available for the Corps Surface-to-Air Missile (Corps SAM) program.

Page 22959

(2) Stevens Amendment No. 2351, to make funds available for the Large Millimeter Telescope project.

Page 22959

(3) Stevens Amendment No. 2352, to provide limited funding for the Strategic Environmental Research Program program element activities, and for Technical Studies, Support and Analysis program element activities.

Page 22959

(4) Stevens (for Kempthorne) Amendment No. 2353, to place a condition on the use of funds for destruction of certain pentaborane.

Page 22959

(5) Stevens (for Shelby) Amendment No. 2354, to make funds available for the operation of the Battlefield Integration Center.

Page 22960

(6) Stevens (for Shelby) Amendment No. 2355, to provide $10 million for the full qualification and operational platform certification of Non-Developmental Item composite 2.75 inch rocket motors and composite propellant for the Hydra–70 rocket.

Page 22960

(7) Stevens (for Dole) Amendment No. 2356, to make funds available for the Life Science Equipment Laboratory, Kelly Air Force Base, Texas, for support of the Joint Task Force-Full Accounting.

Page 22960

Subsequently, the amendment was modified.

Page 22974

(8) Stevens Amendment No. 2357, to make funds available for the Joint Analytic Model Improvement Program.

Page 22960

(9) Stevens Amendment No. 2358, to make funds available for the Troops-to-Cops program.

Page 22960

(10) Stevens Amendment No. 2359, to make funds available for the Troops-to-Teachers program.

Page 22960

(11) Stevens (for Bingaman) Amendment No. 2360, to reduce the energy costs of Federal facilities for which funds are made available under this Act.

Page 22960

(12) Stevens (for Feinstein) Amendment No. 2361, to revise the availability of funds for loan guarantees for the defense dual-use assistance extension program.

Page 22960

(13) Stevens (for Feinstein) Amendment No. 2362, to make $5 million available for conversion of surplus Department of Defense helicopters for procurement by State and local law enforcement agencies for counter-drug activities.

Page 22960

(14) Grassley Amendment No. 2363, to improve the financial accountability of the Department of Defense.

Page 22961

(15) McCain/Dodd Amendment No. 2372, to limit the total amount that may be obligated or expended for procurement of the SSN–21, SSN–22, and SSN–23 Seawolf class submarines.

Page 22965

(16) McCain/Dodd Amendment No. 2374, to add a rescission recommended by the Department of Defense: "Shipbuilding and Conversion, Navy, 1991/1995", $13,570,000.

Page 22966

(17) Stevens (for Harkin/Boxer) Amendment No. 2410, to limit indirect costs regarding compensation.

Pages 23012, 23016

(18) Stevens Amendment No. 2421, to prohibit the use of funds to procure or acquire defensive handguns or offensive handguns except for the Special Operations Forces.

Pages 23013, 23024

(19) Stevens (for Abraham) Amendment No. 2417, to prohibit the use of funds to support the activities of the Defense Policy Advisory Committee on Trade.

Pages 23013, 23024

(20) Stevens (for Boxer) Amendment No. 2412, to prohibit the expenditure of funds for the pay and allowances of military personnel convicted of serious crimes.

Pages 23012, 23026

(21) Stevens (for Lugar) Amendment No. 2420, to prohibit the use of funds for the procurement of munitions unless such acquisition fully complies with the Competition in Contracting Act.

Pages 23013, 23026

(22) Stevens (for Feingold) Amendment No. 2413, to provide for termination of Project ELF of the Navy.

Pages 23013, 23026

(23) Stevens (for McConnell) Amendment No. 2419, to provide for a report to Congress on changes in Department of Defense commissary access policy and the financial impact on the commissaries as a result of any policy changes.

Pages 23013, 23026

(24) Stevens (for Graham/Mack) Amendment No. 2411, to require of the Department of Defense a plan to establish an optimum infrastructure for electronic combat assets.

Pages 23012, 23027

(25) Stevens (for Specter/Santorum) Amendment No. 2418, to provide funds for the Intercooled Recuperative Turbine Engine Project.

Pages 23013, 23028

(26) Akaka Amendment No. 2405, to require the Secretary of Defense and the Secretary of the Army to reconsider the decision not to include the infantry military occupational specialty among the specialties for which special pays are provided under the Selected Reserve Incentive Program.

Pages 23009, 23028

(27) Stevens (for Domenici/Inouye) Amendment No. 2414, to provide that of the funds appropriated for the Ballistic Missile Defense Organization, $10,000,000 shall only be available to continue program activities and launch preparation efforts under the Strategic Target System (STARS) program.

Pages 23013, 23028

(28) Pryor Amendment No. 2409, relating to interim leases of property approved for closure or realignment.

Pages 23012, 23029

(29) Stevens (for Warner/Dodd) Amendment No. 2416, to place limitations on the obligation of funds for procurement of certain attack submarines.

Pages 23013, 23029

(30) Stevens (for Glenn) Amendment No. 2415, to increase the amount of funds for training and activities related to the clearing of landmines for humanitarian pur-

poses, and to reduce the amount of funds for the operation and maintenance of activities and agencies of the Department of Defense.
Pages 23013, 23029

(31) Bumpers/Simon Amendment No. 2397, to prohibit the financing of risk fees as part of the Defense Export Loan Guarantee Program.
Pages 23006, 23029

(32) Kyl Modified Amendment No. 2407, to place a limitation on the use of funds for Former Soviet Union Threat Reduction, until certain conditions are met.
Pages 23011, 23029

(33) Akaka Amendment No. 2406, to express the sense of the Senate regarding underground nuclear testing.
Pages 23009, 23030

(34) Pryor Amendment No. 2408, to provide for the testing of theater missile defense interceptors.
Pages 23012, 23034

Rejected:

(1) McCain Amendment No. 2375, to prohibit the use of funds for programs and activities for which appropriations have not been authorized.
Page 22966

(2) By 45 yeas to 54 nays (Vote No. 384), Dorgan Amendment No. 2377, to reduce the amount authorized to be appropriated for national missile defense.
Pages 22970, 23001

(3) Bingaman Amendment No. 2390, to provide additional funding for ongoing operations in Iraq, Cuba, and Bosnia, and to postpone procurement of the LHD–7. (By 73 yeas to 26 nays (Vote No. 385), Senate tabled the amendment.)
Pages 22975, 23001

(4) Bingaman Amendment No. 2392, to strike provisions relating to progress payments made by the Department of Defense based on costs to large business concerns at rates lower than 85 percent on contract solicitations issued after enactment of this Act. (By 62 yeas to 37 nays (Vote No. 386), Senate tabled the amendment.)
Pages 22988, 23002

(5) Bingaman Amendment No. 2394, to strike provisions relating to payment of invoices by the Department of Defense. (By 62 yeas to 37 nays (Vote No. 387), Senate tabled the amendment.)
Pages 22992, 23002

(6) Bumpers Modified Amendment No. 2395, to limit the Department of Defense export loan guarantees program to $5 billion in financing authority. (By 53 yeas to 46 nays (Vote No. 388), Senate tabled the amendment.)
Pages 22995, 23005

(7) Wellstone Amendment No. 2404, to provide for a total reduction in the amount to be appropriated by $3,200,000,000. (By 56 yeas to 42 nays (Vote No. 389), Senate tabled the amendment.)
Page 23007

(8) Bingaman Amendment No. 2403, to reduce funding for the TOW 2B, the Hellfire II, and the CBU–87. (By 59 yeas to 39 nays (Vote No. 390), Senate tabled the amendment.)
Pages 23006, 23014, 23022

(9) Harkin Amendment No. 2401, to delete funds appropriated for support technologies/follow-on technologies advanced development for the Space-Based Laser program. (By 57 yeas to 41 nays (Vote No. 391), Senate tabled the amendment.)
Pages 23006, 23016, 23023

(10) Harkin Amendment No. 2402, to delete funds appropriated for the ASAT Anti-Satellite Weapon program. (By 57 yeas to 41 nays (Vote No. 392), Senate tabled the amendment.)
Pages 23006, 23020, 23023

Withdrawn:

(1) Jeffords Amendment No. 2393, to provide funding for certain impact aid.
Page 22991

(2) Brown Modified Amendment No. 2391, to amend the NATO Participation Act of 1994 to expedite the transition of full membership in the North Atlantic Treaty Organization of European countries emerging from Communist domination.
Pages 22982, 23024

(3) Harkin Amendment No. 2399, to limit indirect costs regarding compensation.
Pages 23006, 23035

(4) Stevens Amendment No. 2422, to rescind funds for berthing barges.
Page 23013

(5) Stevens Amendment No. 2423, to rescind funds for berthing barges.
Page 23013

Pending:

(1) Hutchison Amendment No. 2396, to provide for the management of defense nuclear stockpile resources.
Page 23005

(2) Bumpers Amendment No. 2398, to reduce the amount of money provided for the Trident II missile program.
Page 23006

(3) Harkin Amendment No. 2400, to delete funding for the upgrade of the Kiowa Warrior light scout helicopters.
Page 23006

(4) Stevens Amendment No. 2424, to rescind funds for berthing barges.
Page 23013

(5) Kerry Motion to recommit the bill to the Committee on Appropriations with instructions.
Page 23008

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Friday, August 11, 1995, with votes to occur thereon.
Page 23021

Department of Defense Authorizations, 1996—Cloture Vote/Agreement: A unanimous-consent agreement was reached providing that the cloture vote on the motion to close further debate on S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, scheduled to occur on Friday, August 11, 1995, now occur at a time to be determined.

Page 22950

Executive Reports of Committees: The Senate received the following executive reports of a committee:

Income Tax Convention With Sweden. (Treaty Doc. 103–29) (Exec. Rept. 104–4)

Page 23051

Income Tax Convention With Ukraine. (Treaty Doc. 103–30) (Exec. Rept. 104–5)

Page 23051

Additional Protocol Modifying the Income Tax Convention With Mexico. (Treaty Doc. 103–31) (Exec. Rept. 104–6)

Page 23051

Income Tax Convention With the French Republic. (Treaty Doc. 103–32) (Exec. Rept. 104–7)

Page 23051

Income Tax Convention and Protocol With Portugal. (Treaty Doc. 103–34) (Exec. Rept. 104–8)

Page 23051

Revised Protocol Amending the Tax Convention With Canada. (Treaty Doc. 104–4) (Exec. Rept. 104–9)

Page 23051

Appointments:

Gallaudet University Board of Trustees: The Chair, on behalf of the Vice President, pursuant to Public Law 83–420, as amended by Public Law 99–371, appointed Senator McCain to the Board of Trustees of Gallaudet University.

Page 23057

Harry S. Truman Scholarship Foundation Board of Trustees: The Chair, on behalf of the Vice President, pursuant to 93–642, appointed Senators Bond and Baucus to be Members of the Harry S. Truman Scholarship Foundation Board of Trustees.

Page 23157

Nominations Received: Senate received the following nominations:

William C. Brooks, of Michigan, to be a Member of the Social Security Advisory Board for a term of two years expiring September 30, 1996.

Harlan Mathews, of Tennessee, to be a Member of the Social Security Advisory Board for a term of six years expiring September 30, 2000.

Gerald M. Shea, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term of four years expiring September 30, 1998.

David C. Williams, of Illinois, to be Inspector General, Social Security Administration.

Mel Carnahan, of Missouri, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

Joseph Francis Baca, of New Mexico, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Bruce D. Black, of New Mexico, to be United States District Judge for the District of New Mexico.

D.W. Bransom, Jr., of Texas, to be United States Marshal for the Northern District of Texas for the term of four years.

David Allen Brock, of New Hampshire, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997.

Chester A. Crocker, of the District of Columbia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Hal C. DeCell III, of Mississippi, to be an Assistant Secretary of Housing and Urban Development.

Susan J. Dlott, of Ohio, to be United States District Judge for the Southern District of Ohio.

Theodore M. Hesburgh, of Indiana, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Elizabeth K. Julian, of Texas, to be an Assistant Secretary of Housing and Urban Development.

Max M. Kampelman, of the District of Columbia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Hugh Lawson, of Georgia, to be United States District Judge for the Middle District of Georgia.

Zell Miller, of Georgia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 6, 1995.

Zell Miller, of Georgia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 6, 2001.

Frank Policaro, Jr., of Pennsylvania, to be United States Marshal for the Western District of Pennsylvania for the term of four years.

Eli J. Segal, of Massachusetts, to be a Member of the Board of Directors of the Corporation for National and Community Service for the remainder of the term expiring February 8, 1999.

Hilda G. Tagle, of Texas, to be United States District Judge for the Southern District of Texas.

Kim McLane Wardlaw, of California, to be United States District Judge for the Central District of California.

E. Richard Webber, of Missouri, to be United States District Judge for the Eastern District of Missouri.

Hulett Hall Askew, of Georgia, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1998.

Edna Fairbanks-Williams, of Vermont, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1998.

Kevin G. Chavers, of Pennsylvania, to be President, Government National Mortgage Association.

Nancy E. McFadden, of California, to be General Counsel of the Department of Transportation.

Linda Colvin Rhodes, of Pennsylvania, to be Deputy Commissioner of Social Security for the term expiring January 19, 2001.

A routine list in the Army.

Page 23157

Executive Reports of Committees: **Page 23051**

Statements on Introduced Bills: **Page 23053**

Additional Cosponsors: **Page 23130**

Amendments Submitted: **Page 23132**

Authority for Committees: **Page 23147**

Additional Statements: **Page 23147**

Record Votes: Twelve record votes were taken today. (Total—392)

Pages 22948, 22950, 22956, 23001, 23002, 23003, 23005, 23022, 23023

Recess: Senate convened at 9:10 a.m., and recessed at 11:25 p.m., until 9 a.m., on Friday, August 11, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 23157.)

Committee Meetings

WOMEN'S HEALTH SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies concluded hearings to examine the need to continue funding Title X and other Federal health programs that benefit women, after receiving testimony from Donna E. Shalala, Secretary of Health and Human Services; Judith M. DeSarno, National Family Planning and Reproductive Health Association, and Charmaine Yoest, on behalf of the Family Research Council, both of Washington, D.C.; Barbara Maves, Planned Parenthood of East Central Indiana, Muncie, and Kathleen Turner, New York, New York, both on behalf of the Planned Parenthood Federation of America; and Leon Eisenberg, Harvard University Medical School, Cambridge, Massachusetts.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1142, to authorize funds for the National Oceanic and Atmospheric Administration, with an amendment. (As approved by the committee the bill authorizes $1.81 billion for fiscal year 1996, $2.02 billion for fiscal year 1997, and $2.03 billion for fiscal year 1998.);

S. 1141, to authorize funds for the activities of the Under Secretary of Commerce for Technology, and for Scientific Research Services and Construction of Research Facilities activities of the National Institute of Standards and Technology. (As approved by the committee the bill authorizes $770 million for fiscal year 1996 and $765 million for each of the fiscal years 1997 and 1998 for Technology Administration, and $765 million for each of the fiscal years 1996, 1997, and 1998 for the National Institute of Standards and Technology.);

S. 470, to prohibit the distribution to the public of violent video programming during hours when children are reasonably likely to comprise a substantial portion of the audience;

S. 772, to provide for an assessment of the violence broadcast on television;

S. 604, to relieve farmers and retail farm suppliers from limitations on maximum driving and on-duty time in the transportation of agricultural commodities or farm supplies if such transportation occurs within 100-air mile radius of the source of the commodities or the distribution point for the farm supplies, with an amendment in the nature of a substitute;

S. 1139, to revitalize and stabilize the maritime industry in the United States to insure national and economic security;

S. 810, to direct the Secretary of the Interior to remove the Coastal Barrier Resources System a tract of land in South Carolina that was added to the System without notice to the county in which the tract is located, with an amendment;

S. 1084, to provide for the conveyance of the *C.S.S. Hunley* to the State of South Carolina; and

The nominations of Jay C. Ehle, of Ohio, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation, and Robert Talcott Francis II, of Massachusetts, and John Goglia, of Massachusetts, each to be a Member of the National Transportation Safety Board.

EMERGENCY SALVAGE TIMBER SALE PROGRAM

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Lands Management concluded oversight hearings on the implementation of section 2001 (relating to emergency salvage of diseased dead timber on Federal forest lands) of the Fiscal Year 1995 Emergency Appropriations Supplemental and Rescissions bill (P.L. 104–19), after receiving testimony from James R. Lyons, Under Secretary of Agriculture for Natural Resources and Environment.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Greta Joy Dicus, of Arkansas, to be a Member of the Nuclear Regulatory Commission, after the nominee, who was introduced by Senator Bumpers, testified and answered questions in her own behalf.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Con. Res. 22, expressing the sense of the Congress that the United States should participate in Expo '98 in Lisbon, Portugal; and

The nominations of David W. Burke, of New York, Cheryl F. Halpern, of New Jersey, Edward E. Kaufman, of Delaware, Tom C. Korologos, of Virginia, Bette Bao Lord, of New York, Alberto J. Mora, of Florida, Marc B. Nathanson, of California, and Carl Spielvogel, of New York, each to be a Member of the Broadcasting Board of Governors, United States Information Agency, William H. Courtney, of West Virginia, to be Ambassador to the Republic of Georgia, Stanley T. Escudero, of Florida, to be Ambassador to the Republic of Uzbekistan, Mark D. Gearan, of Massachusetts, to be Director of the Peace Corps, and Joseph A. Presel, of Rhode Island, for the rank of Ambassador during his tenure of service as Special Negotiator for Nagorno-Karabakh.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 868, to provide authority for leave transfer for Federal employees who are adversely affected by disasters or emergencies;

S. 699, authorizing funds for the Office of Government Ethics;

H.R. 2108, to permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia and to permit certain revenues to be pledged as security for the borrowing of such funds;

An original bill to revise and extend authorities for the Congressional Award Board; and

The nominations of Jacob Joseph Lew, of New York, to be Deputy Director, Office of Management and Budget, William H. LeBlanc III, of Louisiana, to be a Commissioner of the Postal Rate Commission, Beth Susan Slavet, of Massachusetts, to be a Member of the Merit Systems Protection Board, Sheryl R. Marshall, of Massachusetts, to be a Member of the Federal Retirement Thrift Investment Board, Jerome A. Stricker, of Kentucky, to be a Member of the Federal Retirement Thrift Investment Board, Roberta L. Gross, of the District of Columbia, to be Inspector General, National Aeronautics and Space Administration, and Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics.

U.S. COCAINE SENTENCING POLICY

Committee on the Judiciary: Committee held hearings to examine United States Sentencing Commission recommendations for cocaine sentencing, receiving testimony from Jo Ann Harris, Assistant Attorney General, Criminal Division, Department of Justice; Richard P. Conaboy, Chairman, Michael Goldsmith, Commissioner, and Wayne A. Budd, Commissioner, all of the United States Sentencing Commission; Reuben Greenberg, Charleston Police Department, Charleston, South Carolina; and Arthur Curry, Silver Spring, Maryland.

Hearings were recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee continued hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from David Margolis, Associate Deputy Attorney General, Department of Justice; and receiving further testimony from Bernard W. Nussbaum, Wachtell, Lipton, Rosen & Katz, New York, New York, former White House Counsel.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

WHITEWATER

Committee on Banking and Financial Services: Continued hearings on the failure and resolution of Madison Guaranty Savings and Loan Association and related matters, including allegations concerning White Water Development Corporation and the Executive Branch's handling of the investigation of matters pertaining thereto. Testimony was heard from James Renick, Inspector General, FDIC; the following officials of the RTC: John Adair, Inspector General; and April Breslaw, Counsel, Preferred Liability Section; and Webster Hubbell, former Associate Attorney General, Department of Justice.

Friday, August 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 23159–23376

Measures Introduced: Twenty bills and five resolutions were introduced, as follows: S. 1181–1200, S. Res. 163–166, and S. Con. Res. 25.

Pages 23257, 23270

Measures Passed:

Appreciation to America's World War II Veterans: Senate agreed to S. Res. 164, expressing the sense of the Senate that America's World War II veterans and their families are deserving of this nation's respect and appreciation on the 50th anniversary of the end of the war in the Pacific.

Pages 23257, 23270

Washington Convention Center/Sports Arena: Senate passed H.R. 2108, to permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia and to permit certain revenues to be pledged as security for the borrowing of such funds, clearing the measure for the President.

Page 23364

SBA Guaranteed Loans: Senate passed S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the Administration, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 23365

Dole (for Nunn) Amendment No. 2426, to extend the Preferred Surety Bond Guarantee Program from September 30, 1995 to September 30, 1997.

Page 23361

Middle East Peace Facilitation Act Authorities: Senate passed H.R. 2161, to extend authorities under the Middle East Peace Facilitation Act of 1994 until October 1, 1995, clearing the measure for the President.

Page 23368

SSA 60th Anniversary: Senate agreed to S. Res. 165, commemorating the 60th anniversary of the Social Security Act.

Pages 23357, 23368

National Character Counts Week: Senate agreed to S. Res. 103, to proclaim the week of October 15 through October 21, 1995, as National Character Counts Week.

Page 23369

Department of Defense Appropriations, 1996: Senate completed consideration of S. 1087, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, after taking action on further amendments proposed thereto, as follows:

Page 23159

Rejected:

(1) Bumpers Amendment No. 2398, to reduce the amount of money provided for the Trident II missile program. (By 67 yeas to 31 nays (Vote No. 393), Senate tabled the amendment.)

Page 23159

(2) Harkin Amendment No. 2400, to delete funding for the upgrade of the Kiowa Warrior light scout helicopters. (By 64 yeas to 35 nays (Vote No. 394), Senate tabled the amendment.)

Page 23162

(3) Kerry Motion to recommit the bill to the Committee on Appropriations with instructions. (By 60 yeas to 38 nays (Vote No. 395), Senate tabled the motion.)

Page 23163

Withdrawn:

Hutchison Amendment No. 2396, to provide for the management of defense nuclear stockpile resources.

Page 23162

Stevens Amendment No. 2424, to rescind funds for berthing barges.

Page 23162

A unanimous-consent agreement was reached providing for a vote on final passage of the bill to occur on Tuesday, September 5, 1995.

Page 23165

Department of Defense Authorizations, 1996—Agreement: A unanimous-consent time-agreement was reached providing for further consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, and specific amendments to be proposed thereto, on Tuesday, September 5, 1995.

Page 23168

Family Self-Sufficiency Act: Senate resumed consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 23274

Pending:

(1) Dole Modified Amendment No. 2280, of a perfecting nature.

Page 23274

Subsequently, the amendment was further modified. **Page 23274**

(2) Daschle Amendment No. 2282 (to Amendment No. 2280), in the nature of a substitute. **Page 23361**

Subsequently, the amendment was modified. **Page 23361**

Treaties Approved: The following treaties having passed through their various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolutions of ratification were agreed to:

Income Tax Convention with Sweden. (Treaty Doc. 103–29)

Income Tax Convention with Ukraine. (Treaty Doc. 103–30)

Exchange of Notes Dated at Washington May 26 and June 6, 1995 Relating to the Income Tax Convention and Protocol with Ukraine. (Treaty Doc. 104–11)

Additional Protocol Modifying the Income Tax Convention With Mexico. (Treaty Doc. 103–31)

Income Tax Convention With the French Republic, with one declaration. (Treaty Doc. 103–32)

Income Tax Convention and Protocol With Portugal, with two understandings and two declarations. (Treaty Doc. 103–34)

Revised Protocol Amending the Tax Convention with Canada, with one declaration. (Treaty Doc. 104–4) **Page 23373**

Appointments:

U.S. Merchant Marine Academy: The Chair, on behalf of the Vice President, pursuant to title 46, section 1295(B) of the United States Code, as amended by Public Law 101–595, appointed Senators Pressler and Lott, to the Board of Visitors of the U.S. Merchant Marine Academy. **Page 23185**

U.S. Coast Guard Academy: The Chair, on behalf of the Vice President, pursuant to title 14, section 194(A) of the United States Code, as amended by Public Law 101–595, appointed Senators Pressler, Ashcroft, Hollings, and Murray to the Board of visitors of the U.S. Coast Guard Academy. **Page 23185**

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, August 30, 1995 from 11 a.m. until 2 p.m. **Page 23370**

Messages From the President: Senate received the following message from the President of the United States:

Veto Message on S. 21, Bosnia and Herzegovina Self-Defense Act of 1995. (PM–76) **Pages 23167, 23212**

Nominations Confirmed: Senate confirmed the following nominations: By 74 yeas to 21 nays (Vote No. 396 EX), Lawrence H. Summers, of Massachusetts, to be Deputy Secretary of the Treasury. **Page 23165**

Lynne C. Waihee, of Hawaii, to be a Member of the National Institute for Literacy Advisory Board for a term of three years. (New Position)

Vincent Reed Ryan, Jr., of Texas, to be a Member of the Board of Directors of the Panama Canal Commission.

Jay C. Ehle, of Ohio, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Robert Talcott Francis II, of Massachusetts, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1999.

John Goglia, of Massachusetts, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1998.

Mary S. Furlong, of California, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1999.

Jerome A. Stricker, of Kentucky, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 1998.

James John Hoecker, of Virginia, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2000.

Vera Alexander, of Alaska, to be a Member of the Marine Mammal Commission for a term expiring May 13, 1997.

Roberta L. Gross, of the District of Columbia, to be Inspector General, National Aeronautics and Space Administration.

Terence T. Evans, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit.

William H. LeBlanc III, of Louisiana, to be a Commissioner of the Postal Rate Commission for a term expiring November 22, 2000.

Jacob Joseph Lew, of New York, to be Deputy Director of the Office of Management and Budget.

Andre M. Davis, of Maryland, to be United States District Judge for the District of Maryland.

Catherine C. Blake, of Maryland, to be United States District Judge for the District of Maryland.

Herbert F. Collins, of Massachusetts, to be a Member of the Thrift Depositor Protection Oversight Board for a term of three years.

Maria Luisa Mabilangan Haley, of Arkansas, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 1999.

Joseph H. McKinley, Jr., of Kentucky, to be United States District Judge for the Western District of Kentucky.

B. Lynn Winmill, of Idaho, to be United States District Judge for the District of Idaho.

Sheryl R. Marshall, of Massachusetts, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring October 11, 1998.

John Joseph Callahan, of Massachusetts, to be an Assistant Secretary of Health and Human Services.

Edward Scott Blair, of Tennessee, to be United States Marshal for the Middle District of Tennessee for the term of four years.

Victor Jackovich, of Iowa, to be Ambassador to the Republic of Slovenia.

Beth Susan Slavet, of Massachusetts, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2002.

David W. Burke, of New York, to be a Member of the Broadcasting Board of Governors for a term of three years.

Edward E. Kaufman, of Delaware, to be a Member of the Broadcasting Board of Governors for a term of two years.

Tom C. Korologos, of Virginia, to be a Member of the Broadcasting Board of Governors for a term of three years.

Bette Bao Lord, of New York, to be a Member of the Broadcasting Board of Governors for a term of two years.

John L. Hirsch, of New York, to be Ambassador to the Republic of Sierra Leone.

Mark D. Gearan, of Massachusetts, to be Director of the Peace Corps.

James M. Moody, of Arkansas, to be United States District Judge for the Eastern District of Arkansas.

Evan J. Wallach, of Nevada, to be a Judge of the United States Court of International Trade.

Alberto J. Mora, of Florida, to be a Member of the Broadcasting Board of Governors for a term of two years.

John Raymond Garamendi, of California, to be Deputy Secretary of the Interior.

William Harrison Courtney, of West Virginia, to be Ambassador to the Republic of Georgia.

William K. Sessions, III, of Vermont, to be United States District Judge for the District of Vermont.

Ortrie D. Smith, of Missouri, to be United States District Judge for the Western District of Missouri.

Donald C. Pogue, of Connecticut, to be a Judge of the United States Court of International Trade.

Howard Monroe Schloss, of Louisiana, to be an Assistant Secretary of the Treasury.

Cheryl F. Halpern, of New Jersey, to be a Member of the Broadcasting Board of Governors for a term of one year.

Marc B. Nathanson, of California, to be a Member of the Broadcasting Board of Governors for a term of three years.

Carl Spielvogel, of New York, to be a Member of the Broadcasting Board of Governors for a term of one year.

Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Uzbekistan.

Joseph A. Presel, of Rhode Island, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Negotiator for Nagorno-Karabakh.

Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics for a term of five years. (Reappointment)

Jeanne R. Ferst, of Georgia, to be a Member of the National Museum Services Board for a term expiring December 6, 1999.

Jill L. Long, of Indiana, to be Under Secretary of Agriculture for Rural Economic and Community Development.

Lee F. Jackson, of Massachusetts, to be United States Director of the European Bank for Reconstruction and Development.

Jill L. Long, of Indiana, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Michael R. Murphy, of Utah, to be United States Circuit Judge for the Tenth Circuit.

Charles B. Curtis, of Maryland, to be Deputy Secretary of Energy.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

Pages 23370, 23375

Nominations Received: Senate received the following nominations: Seymour Martin Lipset, of Virginia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999. **Page 23375**

Messages From the President: **Pages 23168, 23212**

Statements on Introduced Bills: **Page 23255**

Additional Cosponsors: **Page 23255**

Amendments Submitted: **Page 23259**

Notices of Hearings: **Page 23261**

Additional Statements: **Page 23262**

Record Votes: Four record votes were taken today. (Total—396) **Pages 23161, 23164, 23167**

Adjournment: Senate convened at 9 a.m. and, in accordance with H. Con. Res. 92, adjourned at 5:14 p.m., until 10 a.m., on Tuesday, September 5, 1995.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 6.

Committee Meetings

No committee meetings were held.

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Tuesday, September 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 23378–23502

Measures Reported: Reports were made as follows:

Reported on Wednesday, August 30, during the adjournment:

S. 856, to amend the National Foundation on the Arts and the Humanities Act of 1965, the Museum Services Act, and the Arts and Artifacts Indemnity Act to improve and extend the Acts, with an amendment in the nature of a substitute. (S. Rept. No. 104–135)

S. 619, to phase out the use of mercury in batteries and provide for the efficient and cost-effective collection and recycling or proper disposal of used nickel cadmium batteries, small sealed lead-acid batteries, and certain other batteries, with amendments. (S. Rept. No. 104–136)

Page 23468

Measures Passed:

Department of Defense Appropriations, 1996: By 62 yeas to 35 nays (Vote No. 397), Senate passed S. 1087, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, as amended.

Page 23419

Expo '98: Senate agreed to S. Con. Res. 22, expressing the sense of the Congress that the United States should participate in Expo '98 in Lisbon, Portugal.

Page 23488

Department of Defense Authorizations, 1996: Senate resumed consideration of S. 1026, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows:

Pages 23378, 23418

Adopted:

(1) Bingaman/Domenici Amendment No. 2427, to extend assistance payments under the Atomic Energy Community Act to Los Alamos County and the Los Alamos School Board until June 30, 1997.

Page 23378

(2) Bingaman Amendment No. 2157, to require the Secretary of Defense to take such actions as are necessary to reduce the cost of renovation of the Pentagon Reservation to not more than $1,118,000,000.

Pages 23379, 23402

(3) Brown Modified Amendment No. 2428, to urge the Secretary of the Army to move expeditiously to lease the Fitzsimons Army Medical Center, Aurora, Colorado, recommended for closure under the Defense Base Closure and Realignment Act.

Pages 23380, 23399

(4) Exon/Bingaman Amendment No. 2429, to establish that nothing in this Act shall be construed as an authorization to conduct hydronuclear tests.

Pages 23383, 23398

(5) Exon (for Harkin) Amendment No. 2430, to increase the amount provided for the Civil Air Patrol by $5,000,000.

Page 23380

(6) Warner (for Thurmond) Amendment No. 2431, to increase the authorization of appropriations for operation and maintenance for the Air Force Reserve by $10,000,000, and to offset that increase by reducing the authorization of appropriations for operation and maintenance for Defense-wide activities by $10,000,000.

Page 23386

(7) Exon (for Glenn) Amendment No. 2432, to provide $9,500,000 for the seismic monitoring to detect nuclear explosions.

Page 23386

(8) Warner (for Helms) Amendment No. 2433, to make a technical correction.

Page 23387

(9) Exon (for Simon) Amendment No. 2434, to state a rule of construction to clarify the supremacy of the Secretary of State's authority to coordinate policy on international military education and training.

Page 23387

(10) Warner (for Smith) Amendment No. 2435, to provide $5,000,000 for continued development of the depressed altitude guided gun round (DAGGR) system.

Page 23387

(11) Exon (for Kennedy) Amendment No. 2436, to require the Army to provide a report to the Congress on plans to provide T700–701C engine upgrades for Army AH–64D helicopters.

Page 23388

(12) Warner (for Dole/Thurmond) Amendment No. 2437, to clarify that the $54,968,000 authorized to be appropriated for the Joint Primary Aircraft Training System (JPATS) is for procurement of eight JPATS aircraft.

Page 23388

(13) Exon (for Heflin/Shelby) Amendment No. 2438, to provide $15,000,000 for procurement of direct support electronic system test sets (DSESTS) test program sets for

the M1 Abrams series tanks and the Bradley infantry fighting vehicle.

Page 23388

(14) Warner (for Domenici) Amendment No. 2439, to amend the effective date for the authority to pay transitional compensation for dependents of members of the Armed Forces separated for dependent abuse.

Page 23389

(15) Exon (for Robb) Amendment No. 2440, to require the Secretary of Defense to submit a report on the feasibility of using private sources for performance of certain functions currently performed by military aircraft.

Pages 23390, 23406

(16) Warner (for Brown) Amendment No. 2441, to require the Department of Defense to conduct a study to assess the risks associated with transportation of the unitary stockpile within the continental United States and of the assistance available to communities in the vicinity of chemical weapons stockpile installations that are affected by base closures and realignments.

Page 23390

(17) Exon (for Mikulski) Amendment No. 2442, to provide for the disposal of property and facilities at Fort Holabird, Maryland, as a result of the closure of the installation under the 1995 round of the base closure process.

Page 23391

(18) Warner Amendment No. 2443, to designate the NAUTICUS building in Norfolk, Virginia, as the "National Maritime Center".

Page 23392

(19) Exon (for Boxer) Amendment No. 2444, to require a report on the disposal of certain property at the former Fort Ord Military Complex, California.

Page 23392

(20) Warner (for Stevens) Amendment No. 2445, to continue until May 1, 1996, the application of certain laws with respect to the ocean transportation of commercial items by the federal government.

Page 23392

(21) Exon (for Robb) Amendment No. 2446, to require that the fiscal year 1997 report on budget submissions regarding reserve components include a listing of specific amounts for specific purposes on the basis of an assumption of funding of the reserve components in the same total amount as the funding provide for fiscal year 1996.

Page 23393

(22) Exon (for Pryor/Feinstein/Boxer) Amendment No. 2447, to provide the military services greater flexibility to negotiate longer interim leases for the reuse of property at a closing of a military installation.

Page 23394

(23) Warner (for Grassley) Amendment No. 2448, to direct the Department of Defense to devise a plan for disposing of executive aircraft and VIP helicopters operated by the Department of Defense (Operation Support Aircraft—OSA), and to prescribe regulations to require the use of commercial airlines for routine official travel.

Page 23394

(24) Warner (for Domenici/Inouye) Amendment No. 2449, to transfer funds for procurement of communications equipment for Army echelons above corps.

Page 23395

(25) Exon (for Simon) Amendment No. 2450, to authorize the conveyance of certain parcels of real property at Fort Sheridan, Illinois.

Page 23396

(26) Levin Modified Amendment No. 2451, to express the sense of the Senate that the Senate should promptly consider giving its advice and consent to ratification of the START II Treaty and the Chemical Weapons Convention.

Page 23404

(27) Levin Amendment No. 2216, to require reports to Congress on the results of residual value negotiations between the United States and Germany.

Page 23407

(28) Nunn (for Pryor) Amendment No. 2452, relating to the testing of theater missile defense interceptors.

Page 23450

(29) Warner (for Thurmond) Amendment No. 2453, of a technical nature.

Page 23451

(30) Nunn (for Byrd) Amendment No. 2454, to make funds available for the Allegany Ballistics Laboratory for essential safety functions.

Page 23452

(31) Warner (for Thurmond) Amendment No. 2455, to revise for fiscal and technical purposes the provisions relating to military construction projects authorizations.

Page 23452

(32) Nunn (for Feinstein) Amendment No. 2456, to authorize a land conveyance at the Naval Communication Station, Stockton, California.

Page 23453

(33) Nunn (for Harkin/Boxer) Amendment No. 2457, to establish a restriction on reimbursement of certain costs.

Page 23454

(34) Nunn (for Johnston) Amendment No. 2458, to improve the management of environmental restoration and waste management activities authorized under this Act.

Page 23454

(35) Nunn (for Dorgan/Conrad) Amendment No. 2459, to authorize the conveyance of the William Langer Jewel Bearing Plant to the Job Development Authority of Rolla, North Dakota.

Page 23456

(36) Nunn Amendment No. 2460, to authorize a land conveyance to Gainesville, Georgia.

Page 23457

Withdrawn:

Brown Amendment No. 2125, to clarify restrictions on assistance to Pakistan.

Pages 23378, 23383

Pending:

Nunn Amendment No. 2425, to establish a missile defense policy.

Page 23432

A unanimous-consent agreement was reached providing for further consideration of the bill, the pending amendment, and further amendments to be proposed thereto, on Wednesday, September 6, 1995, with a vote on final passage to occur thereon.

Page 23431

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Extradition Treaty with the Philippines (Treaty Doc. No. 104–16).

Convention for Protection of Plants (Treaty Doc. No. 104–17); and

Treaty with Philippines on Legal Assistance in Criminal Matters (Treaty Doc. No. 104–18).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 23487

Nominations Received: Senate received the following nominations:

Patricia J. Beneke, of Iowa, to be an Assistant Secretary of the Interior.

Merrick B. Garland, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

Gail Clements McDonald, of Maryland, to be Administrator of the Saint Lawrence Seaway Development Corporation for the remainder of the term expiring March 20, 1998.

Routine lists in the Air Force, Army, Coast Guard, Foreign Service, Navy.

Page 23488

Nominations Withdrawn: Senate received notification of the withdrawal of the following nominations:

Leland M. Shurin, of Missouri, to be United States District Judge for the Western District of Missouri, which was sent to the Senate on April 4, 1995.

John D. Snodgrass, of Alabama, to be United States District Judge for the Northern District of Alabama, which was sent to the Senate on January 11, 1995.

Page 23502

Communications: **Page 23464**

Additional Cosponsors: **Page 23468**

Amendments Submitted: **Page 23469**

Additional Statements: **Page 23475**

Record Votes: One record vote was taken today. (Total—397) **Page 23419**

Recess: Senate convened at 10 a.m., and recessed at 8:19 p.m., until 9:15 a.m., on Wednesday, September 6, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on pages 23488.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon on Wednesday, September 6.

No Committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through August 31, 1995

	Senate	*House*	*Total*
Days in session	134	109	
Time in session	1228 hrs., 41	998 hrs., 31	
Congressional Record:			
Pages of proceedings	12,524	8,537	
Extensions of Remarks	—	1,701	
Public bills enacted into law	11	11	
Private bills enacted into law	—	—	
Bills in conference	8	6	
Measures passed, total	196	232	
Senate bills	39	15	
House bills	31	90	
Senate joint resolutions	2	—	
House joint resolutions	—	3	
Senate concurrent resolutions	5	2	
House concurrent resolutions	14	17	
Simple resolutions	105	105	
Measures reported, total	*159	*225	
Senate bills	109	4	
House bills	19	135	
Senate joint resolutions	3	—	
House joint resolutions	2	6	
Senate concurrent resolutions	4	—	
House concurrent resolutions	—	3	
Simple resolutions	22	77	
Special reports	13	4	
Conference reports	—	8	
Measures pending on calendar	111	47	
Measures introduced, total	1,428	2,674	
Bills	1,200	25,258	
Joint resolutions	37	106	
Concurrent resolutions	25	98	
Simple resolutions	166	212	
Quorum calls	3	14	
Yea-and-nay votes	396	149	
Recorded votes	—	472	
Bills vetoed	—	1	
Vetoes overridden	—	—	

* These figures include all measures reported, even if there was no accompanying report. A total of 136 reports has been filed in the Senate, a total of 137 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through August 31, 1995

Civilian nominations, totaling 352, disposed of as follows:

Confirmed	209
Unconfirmed	141
Withdrawn	2

Civilian nominations (FS, PHS, CG, NOAA), totaling 1006, disposed of as follows:

Confirmed	805
Unconfirmed	201

Air Force nominations, totaling 10,235, disposed of as follows:

Confirmed	10,203
Unconfirmed	32

Army nominations, totaling 8,657, disposed of as follows:

Confirmed	8,077
Unconfirmed	580

Navy nominations, totaling 8,012, disposed of as follows:

Confirmed	6,265
Unconfirmed	1,747

Marine Corps nominations, totaling 2,767, disposed of as follows:

Confirmed	2,557
Unconfirmed	209
Withdrawn	1

Summary

Total nominations received this session	31,029
Total confirmed	28,116
Total unconfirmed	2,910
Total withdrawn	3

Wednesday, September 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 23503–23708

Measures Introduced: Eighteen bills were introduced, as follows: S. 1201–1218.

Page 23671

Measures Passed:

Department of Defense Authorizations, 1996: The Committee on Armed Services was discharged from further consideration of H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces and, by 64 yeas to 34 nays (Vote No. 399), the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1026, Senate companion measure, as amended, and after taking action on amendments proposed thereto, as follows:

Page 23529

Adopted:

(1) Warner Amendment No. 2461, to state the sense of the Senate on negotiations between the Secretary of Defense, the Secretary of Energy, and the Governor of the State of Idaho regarding the shipment of spent nuclear fuel from naval reactors.

Page 23503

(2) Nunn (for Levin) Amendment No. 2462, to authorize the Secretary of Defense to use leasing in the acquisition of commercial vehicles when such leasing is practicable and efficient.

Page 23505

(3) Warner (for Kyl) Amendment No. 2463, to place a limitation on the use of funds for cooperative threat reduction for dismantlement and destruction of chemical weapons.

Page 23505

(4) Warner (for Thurmond) Amendment No. 2464, to make technical corrections.

Page 23507

(5) By 85 yeas to 13 nays (Vote No. 398), Nunn Amendment No. 2425, to establish a missile defense policy.

Pages 23503, 23521

Senate insisted on its amendment, and requested a conference with the House thereon.

Page 23529

Subsequently, S. 1026 was indefinitely postponed.

Page 23529

Department of Defense Authorizations, 1996: Senate passed S. 1124, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe personnel strengths for such fiscal year for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof Division A of S. 1026, as amended.

Page 23629

Military Construction Authorizations, 1996: Senate passed S. 1125, to authorize appropriations for fiscal year 1996 for military construction, after striking all after the enacting clause and inserting in lieu thereof Division B of S. 1026, as amended.

Page 23629

Energy National Security: Senate passed S. 1126, to authorize appropriations for fiscal year 1996 for defense activities of the Department of Energy, after striking all after the enacting clause and inserting in lieu thereof Division C of S. 1026, as amended.

Page 23629

Family Self-Sufficiency Act: Senate resumed consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 23634

Pending:

(1) Dole Modified Amendment No. 2280, of a perfecting nature.

Page 23634

(2) Daschle Modified Amendment No. 2282 (to Amendment No. 2280), in the nature of a substitute.

Page 23634

A unanimous-consent agreement was reached providing for further consideration of the bill on Thursday, September 7, 1995, with a vote on the pending Daschle Amendment No. 2282 to occur at 4 p.m.

Page 23661

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Investment Treaty with Albania (Treaty Doc. No. 104–19).

Treaty with Hungary on Legal Assistance in Criminal Matters (Treaty Doc. No. 104–20); and

Treaty with Austria on Legal Assistance in Criminal Matters (Treaty Doc. No. 104–21).

The treaties were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 23706

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the activities of the U.S. Government in the United Nations during calendar year

1994; referred to the Committee on Foreign Relations. (PM–77).

Page 23670

Transmitting the report on Federal Advisory Committees for fiscal year 1994; referred to the Committee on Governmental Affairs. (PM–78).

Page 23670

Messages From the President: **Page 23670**

Statements on Introduced Bills: **Page 23671**

Additional Cosponsors: **Page 23692**

Amendments Submitted: **Page 23693**

Authority for Committees: **Page 23701**

Additional Statements: **Page 23701**

Record Votes: Two record votes were taken today. (Total—399) **Pages 23522, 23529**

Recess: Senate convened at 9:15 a.m., and recessed at 7:43 p.m., until 9:30 a.m., on Thursday, September 7, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 23708.)

Committee Meetings

RUBY RIDGE INCIDENT

Committee on the Judiciary: Committee began hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Randall and Sara Weaver, both of Grand Junction, Iowa.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2259–2273; and 4 resolutions, H. Con. Res. 99–100, and H. Res. 213–214 were introduced.

Page 23767

Reports Filed: Reports were filed as follows:

H.R. 1815, to authorize appropriations for the National Oceanic and Atmospheric Administration for fiscal year 1996, amended (H. Rept. 104–237, Part I, filed on August 4, 1995);

H.R. 1594, to place restrictions on the promotion by the Department of Labor and other Federal agencies and instrumentalities of economically targeted investments in connection with employee benefit plans, amended (H. Rept. 104–238, filed on September 1, 1995); and

H.R. 2150, to amend the Small Business Act and the Small Business Investment Act of 1958 to reduce the cost to the Federal Government of guaranteeing certain loans and debentures, amended (H. Report 104–239).

Page 23767

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today.

Page 23709

Recess: House recessed at 1:31 p.m. and reconvened at 4 p.m.

Page 23725

Legislative Branch Appropriations: By a recorded vote of 305 ayes to 101 noes, Roll No. 638, the House agreed to the conference report on H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996.

Page 23743

Rejected the Obey motion to recommit the conference report to the Committee on conference with instructions that the conferees not meet until subsequently instructed to do so by the House pursuant to clause 1(C) of rule XXVIII (rejected by a recorded vote of 164 ayes to 243 noes, Roll No. 637).

Page 23747

H. Res. 206, the rule which waived certain points of order against the conference report, was agreed to earlier by voice vote. Agreed to order the previous question on the rule by a yea-and-nay vote of 228 yeas to 179 nays, Roll No. 636.

Page 23725

Presidential Messages: Read the following messages from the President:

Federal advisory committees: Message wherein he transmits the second Annual Report on Federal Advisory Committees covering fiscal year 1994—referred to the Committee on Government Reform and Oversight; and

Page 23748

United States activities in the United Nations: Message wherein he transmits a report of the activities of the United States Government in the United Nations and its affiliated agencies during the calendar year 1994—referred to the Committee on International Relations.

Page 23749

Referrals: Three Senate passed measures referred to the appropriate House committees.

Page 23765

Senate Messages: Messages received from the Senate today appear on page 23709.

Amendments Ordered Printed: Amendments ordered printed pursuant to rule appear on page 23769.

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 23747, 23748. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:20 p.m.

Committee Meetings

DEPARTMENT OF COMMERCE DISMANTLING ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 1756, Department of Commerce Dismantling Act. Testimony was heard from Representative Chrysler; Ronald H. Brown, Secretary of Commerce; Nye Stevens, Director, Federal Management and Workforce Issues, GSA; and public witnesses.

REORGANIZE TRADE-RELATED FUNCTIONS OF THE GOVERNMENT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on proposals to reorganize the Trade-Related Functions of the U.S. Government. Testimony was heard from Representatives Manzullo, Mica and Chrysler; Alan Mendelowitz, Managing Director, International Trade, Finance and Competitiveness, GAO; former Representative Donald Bonker, State of Washington; William Brock, former U.S. Trade Representative and Secretary of Labor; and Clayton Yeutter, former U.S. Trade Representatives and Secretary of Agriculture.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, September 7, 1995

Senate

Chamber Action

Routine Proceedings, page 23901–24023

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 1219–1222, S. Res. 167, and S. Con. Res. 26.

Page 23982

Measures Passed:

Congratulating Cal Ripken, Jr.: Senate agreed to S. Res. 167, congratulating Cal Ripken, Jr. on the occasion of his breaking the Major League Baseball record for the highest total number of consecutive games played.

Page 23902

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 23905, 23951

Rejected:

By 45 yeas to 54 nays (Vote No. 400), Daschle Modified Amendment No. 2282 (to Amendment No. 2280), in the nature of a substitute.

Pages 23905, 23945

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Pages 23905, 23945, 23951

Brown Amendment No. 2465 (to Amendment No. 2280), to provide that funds are expended in accordance with State laws and procedures relating to the expenditure of State revenues.

Page 23951

Moynihan Amendment No. 2466 (to Amendment No. 2280), in the nature of a substitute.

Page 23954

Feinstein Modified Amendment No. 2469 (to Amendment No. 2280), to provide additional funding to States to accommodate any growth in the number of people in poverty.

Page 23957

Feinstein Amendment No. 2470 (to Amendment No. 2280), to impose a child support obligation on paternal grandparents in cases in which both parents are minors.

Page 23959

Moseley-Braun Amendment No. 2471 (to Amendment No. 2280), to require States to establish a voucher program for providing assistance to minor children in families that are eligible for but do not receive assistance.

Page 23961

Moseley-Braun Amendment No. 2472 (to Amendment No. 2280), to prohibit a State from imposing a time limit for assistance if the State has failed to provide work activity-related services to an adult individual in a family receiving assistance under the State program.

Page 23969

Moseley-Braun Amendment No. 2473 (to Amendment No. 2280), to modify the job opportunities to certain low-income individuals program.

Page 23970

Moseley-Braun Amendment No. 2474 (to Amendment No. 2280), to prohibit a State from reserving grant funds for use in subsequent fiscal years if the State has reduced the amount of assistance provided to families under the State program in the preceding fiscal year.

Page 23970

Santorum Amendment No. 2477 (to Amendment No. 2280), to eliminate certain welfare benefits with respect to fugitive felons and probation and parole violators, and to facilitate sharing of information with law enforcement officers.

Page 23974

Feinstein Amendment No. 2478 (to Amendment No. 2280), to provide equal treatment for naturalized and native-born citizens.

Page 23976

Feinstein Amendment No. 2479 (to Amendment No. 2280), to provide for State and county demonstration programs.
Page 23977

Feingold Amendment No. 2480 (to Amendment No. 2280), to study the impact of amendments to the child and adult care food program on program participation and family day care licensing.
Page 23979

Feingold Amendment No. 2481 (to Amendment No. 2280), to provide for a demonstration project for the elimination of take-one-take-all requirement.
Page 23980

Boxer Amendment No. 2482 (to Amendment No. 2280), to provide that noncustodial parents who are delinquent in paying child support are ineligible for means-tested Federal benefits.
Page 23980

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments pending thereto, on Friday, September 8, 1995.
Page 23969

Messages From the House: **Page 23981**

Statements on Introduced Bills: **Page 23982**

Additional Cosponsors: **Page 23992**

Amendments Submitted: **Page 23993**

Notices of Hearings: **Page 24022**

Authority for Committees: **Page 24022**

Additional Statements: **Page 24022**

Record Votes: One record vote was taken today. (Total—400)
Page 23945

Recess: Senate convened at 9:30 a.m., and recessed at 9:17 p.m., until 9:15 a.m., on Friday, September 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 24023.)

Committee Meetings

APPROPRIATIONS—COMMERCE/JUSTICE/STATE/JUDICIARY

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary approved for full committee consideration, with amendments, H.R. 2076, making appropriations for the Departments of Commerce, Justice, State, and the judiciary, and related agencies for the fiscal year ending September 30, 1996.

CHILDHOOD IMMUNIZATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings to examine the status of national childhood immunization services, after receiving testimony from Walter A. Orenstein, Director, National Immunization Program, Centers for Disease Control and Prevention, Department of Health and Human Services; Irwin Redlener, Children's Health Fund, New York, New York; and James Richard, National Association of WIC Directors, Washington, D.C.

TIBET

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings on the political and human rights situation in Tibet, receiving testimony from Kent M. Wiedemann, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; Gare Smith, Deputy Assistant Secretary of State Designate for Democracy, Human Rights and Labor; Dinah PoKempner, Human Rights Watch/Asia, and Lodi Gyari, both of Washington, D.C.; Ron Schwartz, Maritime University of Newfoundland, St. John's, Canada; Jeffrey Hopkins, University of Virginia, Charlottesville; Gendun Rinchen, Dharamsala, India; and Harrison Ford and Melissa Mathison, both of Jackson, Wyoming.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 929, to abolish the Department of Commerce.

AFFIRMATIVE ACTION

Committee on the Judiciary: Subcommittee on the Constitution, Federalism and Property Rights held hearings to examine the status and future of affirmative action, receiving testimony from Linda Chavez, Center for Equal Opportunity, Brian W. Jones, Center for New Black Leadership, Robert L. Woodson, Sr., National Center for Neighborhood Enterprise, Marcia D. Greenberger, National Women's Law Center, and Reginald Wilson, American Council on Education, all of Washington, D.C.

Hearings were recessed subject to call.

RUBY RIDGE INCIDENT

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information continued hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Andrew Vita, Assistant Director of Enforcement, and Herb Byerly, Case Agent (Spokane, Washington), both of the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury.

Hearings continue tomorrow.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Harris Wofford, of Pennsylvania, to be Chief Executive Officer of the Corporation for National and Community Service, after the nominee, who was introduced by Senator Kennedy, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 2274–2287; and 2 resolutions, H. Res. 215–216 were introduced.

Page 24111

Reports Filed: Reports were filed as follows:

H. Res. 215, providing for the consideration of H.R. 1594, to place restrictions on the promotion by the Department of Labor and other Federal agencies and instrumentalities of economically targeted investments in connection with employee benefit plans (H. Rept. 104–240); and

H. Res. 216, providing for the consideration of H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 104–241).

Pages 24091, 24112

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, International Relations, the Judiciary, National Security, Resources, Science, Small Business, Transportation and Infrastructure, and Veterans' Affairs.

Page 24029

Line Item Veto: House insisted on its amendments to S. 4, to grant the power to the President to reduce budget authority; and agreed to a conference. Appointed as conferees: Representatives Clinger, Solomon, Bunning of Kentucky, Goss, Blute, Collins of Illinois, Sabo, and Beilenson.

Page 24030

Agreed to the Wise motion to instruct House conferees to insist upon the inclusion of provisions within the scope of conference making the bill applicable to current and subsequent fiscal year appropriation measures.

Page 24030

Defense Appropriations: By a yea-and-nay vote of 294 yeas to 125 nays, Roll No. 646, the House passed H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

Page 24034

Agreed to the Obey motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment to provide that funds cannot be obligated for payment on new contracts on which allowable costs charged to the Government include payments for individual compensation at a rate in excess of $200,000 per year, rather than $250,000 as provided in the bill. Subsequently, the bill was reported back to the House with the amendment, and the amendment was agreed to.

Page 24090

On a demand for a separate vote, rejected the Schroeder amendment that sought to provide for a limitation on the use of Federal funds by contractors for political advocacy (rejected by a recorded vote of 182 ayes to 238 noes, Roll No. 645). This amendment had been agreed to earlier in the Committee of the Whole by voice vote.

Pages 24067, 24072, 24089

Agreed To:

The Dornan amendment that prohibits use of funds from being used to perform abortions in military medical facilities, except when the life of the mother is in danger (agreed to by a recorded vote of 226 ayes to 191 noes, Roll No. 642);

Page 24050

The Burton of Indiana amendment that requires that funds made available for Army procurement of munitions must be expended in full compliance with the Competition in Contracting Act;

Page 24065

The Young of Florida technical amendment;

Page 24066

The Murtha amendment that prohibits use of funds to implement any change to the computation of military retired pay as required by law in fiscal year 1995 for military personnel who entered the Service before September 1980;

Page 24067

The Sanders amendment that prohibits use of funds to be obligated or expended to pay a contractor for costs paid to an employee if such costs are for a bonus or in excess of the normal salary paid by the contractor to the employee or if such bonus is part of restructuring costs associated with a business combination;

Page 24067

The Callahan amendment that requires that certain vessel propellers and ship propulsion shafting be manufactured in the United States;

Page 24069

The Callahan amendment that prohibits any funds appropriated for Former Soviet Union Threat Reduction to be used to build housing for members of the military forces of the Soviet Union or for current or former members of the military forces of the Russian Federation; and

Page 24070

The Neumann amendment, as amended by the Murtha amendment, that prohibits use of funds for participation of U.S. Armed Forces units in any operation in the territory of the former Yugoslavia above the level of forces so deployed as of the date of enactment, except for emergency air rescue operations, the airborne delivery of humanitarian supplies, or the planning execution of OPLAN 40104 to extract UNPROFOR personnel.

Page 24070

Rejected:

The Kasich amendment that sought to reduce the Air Force aircraft procurement appropriation by $493 million (rejected by a recorded vote of 210 ayes to 213 noes, Roll No. 639);

Page 24034

The Obey amendment that sought to reduce the Air Force research, development, test and evaluation appropriation by $1 billion (rejected by a recorded vote of 126 ayes to 293 noes, Roll No. 640);

Page 24046

The DeLauro substitute amendment to the Dornan amendment that sought to prohibit any funds from being used to perform abortions in military medical facilities, except when the life of the mother was in danger, or in the case of a medical treatment or other facility of the Defense Department located outside the United States, any cost incurred by the United States in connection with such a procedure was reimbursed from private funds (rejected by a recorded vote of 194 ayes to 224 noes, Roll No. 641);

Page 24050

The Sanders amendment that sought to reduce funding for the National Foreign Intelligence Program (other than the CIA Retirement and Disability System Fund) by limiting funding to ninety percent of last year's level (rejected by a recorded vote of 93 ayes to 325 noes, Roll No. 643); and

Pages 24075, 24085

The Schroeder amendment that sought to reduce all discretionary appropriated funds by three percent across-the-board (rejected by a recorded vote of 124 ayes to 296 noes, Roll No. 644).

Page 24081

The following amendments were offered but subsequently withdrawn:

The Schumer amendment that sought to increase funding for Army missile procurement by $50 million;

Page 24056

The Woolsey amendment that sought to prohibit funds from being used to modify Ohio-class submarines by replacing Trident I (C–4) nuclear missiles with upgraded Trident II (D–5) missiles;

Page 24066

The Skelton amendment that sought to prohibit use of funds for military training for the military forces of the government of Bosnia and Herzegovina; and

Page 24071

The Farr amendment that sought to prohibit use of funds in excess of $6.7 million for the relocation of the activity of the Army Operational Test and Experimentation Command that is located at Fort Hunter Liggett, California;

Page 24072

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make other necessary conforming changes as might be necessary in the engrossment of the bill.

Page 24092

Meeting Hour: Agreed that the House will meet at 9 a.m. on Friday, September 8.

Page 24091

Energy and Water Appropriations: House disagreed to the Senate amendments to H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996. Appointed as conferees: Representatives Myers of Indiana, Rogers, Knollenberg, Riggs, Frelinghuysen, Bunn of Oregon, Livingston, Bevill, Fazio of California, Chapman, and Obey.

Page 24092

Agreed to the Bevill motion to instruct House conferees in resolving differences between the House and Senate with regard to projects and programs of the U.S. Army Corps of Engineers, to select projects and programs within the scope of the conference without regard to the proposal of the Administration to reduce the role of the Corps of Engineers in flood control, shore protection, and navigation projects.

Page 24092

Military Construction Appropriations: House disagreed to the Senate amendments to H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996. Appointed as conferees: Representatives Vucanovich, Callahan, McDade, Myers of Indiana, Porter, Istook, Wicker, Livingston, Hefner, Foglietta, Visclosky, Torres, and Obey.

Page 24092

Agreed to the Obey motion to instruct House conferees to not provide funding for non-quality of life projects above the President's request, which are in excess of the cumulative amounts added for such projects in the House-passed bill.

Page 24092

Merchant Marine Academy: The Speaker appointed Representatives King and Manton as members of the Board of Visitors to the United States Merchant Marine Academy on the part of the House.

Page 24093

Quorum Calls—Votes: One yea-and-nay vote and seven recorded votes developed during the proceedings of the House today and appear on pages 24046, 24049, 24055, 24056, 24085, 24086, 24089 and 24091. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:28 p.m.

Committee Meetings

REAUTHORIZE TIED AID CREDIT PROGRAM; DEFENSE PRODUCTION ACT AMENDMENTS

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy approved for full Committee action the following bills: H.R. 2203, to reauthorize the tied aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project; and H.R. 2204, Defense Production Act Amendments of 1995.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Joshua Gotbaum, Assistant Secretary, Economic Security, Department of Defense; and Kenneth D. Brody, President and Chairman, Export-Import Bank.

FEDERAL MANAGEMENT OF THE RADIO SPECTRUM

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on Federal Management of the Radio Spectrum. Testimony was heard from Larry Irving, Assistant Secretary, Communications and Information, Department of Commerce; and public witnesses.

RECENT DEVELOPMENTS IN BURMA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Recent Developments in Burma. Testimony was heard from Kent Wiedemann, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

LEGAL AID GRANT ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the Legal Aid Grant Act of 1995.

LOBBYING DISCLOSURE REFORM PROPOSALS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on lobbying disclosure reform proposals. Testimony was heard from Senator Levin; Representatives Shays, Bryant of Texas, Castle, McHale, and Klug; and public witnesses.

DISAPPROVE CERTAIN SENTENCING GUIDELINE AMENDMENTS

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action H.R. 2259, to disapprove certain sentencing guideline amendments.

NEW ATTACK SUBMARINE

Committee on National Security: Subcommittee on Military Procurement held a hearing on the New Attack Submarine. Testimony was heard from the following officials of the Department of the Navy: RAdm. Dennis A. Jones, USN, Director, Submarine Warfare Division, Office of the Chief of Naval Operations; and RAdm. Robert E. Frick, USN, Program Executive Officer, Submarines, Office of the Assistant Secretary, Research, Development and Acquisition; Ron O'Rourke, Congressional Research Service, Library of Congress; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 1188, National Coal Heritage Area Act of 1995; H.R. 1447, to revise the boundaries of the Blackstone River Valley National Heritage Corridor in Massachusetts and Rhode Island; H.R. 1542, to amend the Illinois and Michigan Canal Heritage Corridor Act of 1984 to modify the boundaries of the corridor; H.R. 1553, South Carolina National Heritage Corridor Act of 1995; H.R. 1961, to designate the Tennessee Civil War Heritage Area; H.R. 1999, to establish the Augusta Canal National Heritage Area in the State of Georgia; H.R. 2057, Cache La Poudre River National Water Heritage Area Act; H.R. 2172, Vancouver National Historic Reserve Act of 1995; H.R. 2186, to establish the Ohio and Erie Canal Corridor National Heritage Corridor in the State of Ohio; and H.R. 2188, to establish in the Department of the Interior the Essex National Heritage Area Commission. Testimony was heard from Senators Brown and Chafee; Representatives Neal, Blute, Kennedy of Rhode Island, Lipinski, Clyburn, Gordon, Norwood, Regula, Sawyer, and Graham; Katherine H. Stevenson, Associate Director, Cultural Resource, Stewardship and Partnerships, National Park Service, Department of the Interior; Matthew Amarello, Senator, State of Massachusetts; and public witnesses.

ECONOMICALLY TARGETED INVESTMENTS

Committee on Rules: Granted, by voice vote, an open rule providing 2 hours of debate on H.R. 1594, Economically Targeted Investments. The rule makes in order the Committee on Economic and Educational Opportunities amendment in the nature of a substitute as an original bill for amendment purposes, with each section considered as read. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representative Fawell.

INTELLIGENCE AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, a modified open rule providing 1 hour of debate on H.R. 1655, Intelligence Authorization Act for fiscal year 1996. The rule waives section 302(f) (prohibiting consideration of legislation which exceeds a committee's allocation of new entitlement authority), section 308(a), (requiring a cost estimate in the committee report on new entitlement authority), and section 401(b) (prohibiting consideration of legislation providing new entitlement authority), and section 401(b) prohibiting consideration of legislation providing new entitlement authority which becomes effective during the fiscal year which ends in the calendar in which the bill is reported) of the Budget Act against consideration of the bill. The rule makes in order as an original bill for the purpose of amendment the Intelligence Committee amendment in the nature of a substitute now printed in the bill, modified by the Government Reform and Oversight Committee amendment striking section 505 now printed in the bill and by an amendment striking title VII. The committee amendment in the nature of a substitute, as modified, shall be considered by title with the first section and each title considered as read. The rule waives clause 7 of rule XVI (prohibiting nongermane amendments) against the committee substitute as modified and clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill) against the committee substitute as modified. The rule also waives section 302(f) and section 401(b) of the Budget Act against the committee substitute as modified. The rule prohibits the consideration of amendments not printed in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Combest and Representative Dicks.

RESTRUCTURING THE FEDERAL SCIENTIFIC ESTABLISHMENT

Committee on Science: Subcommittee on Basic Research and the Subcommittee on Energy and Environment held a joint hearing on Restructuring the Federal Scientific Establishment: Future Missions and Governance for the Department of Energy National Laboratories. Testimony was heard from Charles B. Curtis, Acting Deputy Secretary, Department of Energy; from the following Directors of National Laboratories: Charles F. Gay, National Renewable Energy; Siegfried S. Hecker, Los Alamos; Alan Schriesheim, Argonne; C. Bruce Tarter, Lawrence Livermore; Alvin W. Trivelpiece, Oak Ridge; and John C. Crawford, Executive Vice President, Sandia; and public witnesses.

OVERSIGHT

Committee on Small Business: Subcommittee on Government Programs and the Subcommittee on Procurement, Exports, and Business Opportunities held a joint oversight hearing on the Export Working Capital Program. Testimony was heard from JayEtta Hecker, Director, International Trade, Finance, and Competitiveness, GAO; Cassandra Pulley, Deputy Administrator, SBA; Martin A, Kamarck, Vice Chairman, Export-Import Bank; and a public witness.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Glenn Jones, Chairman, Jones Inter-Cable Inc.

Will continue tomorrow.

NATIONAL HIGHWAY SYSTEM DESIGNATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation approved for full Committee action the National Highway System Designation Act of 1995.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Education, Training, Employment and Housing approved for full Committee action a comprehensive measure including provisions of the Uniformed Services Employment and Reemployment Rights Act, VA Home Loan Programs, and the Department of Labor's VETS program.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action amended H.R. 2219, to amend title 38, United States Code, to extend certain expiring authorities of the Department of Veterans Affairs.

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Friday, September 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 24172–24451

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 1223–1227, and S. Res. 168 and 169.

Page 24261

Measures Reported: Reports were made as follows:

S. Res. 168, concerning the Select Committee on Ethics investigation of Senator Packwood of Oregon. (S. Rept. No. 104–137)

Page 24269

Measures Passed:

Department of Defense Appropriations, 1996: Senate passed H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1087, as passed by the Senate on September 5, 1995.

Page 24193

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Stevens, Cochran, Specter, Domenici, Gramm, Bond, McConnell, Mack, Shelby, Hatfield, Inouye, Johnston, Byrd, Leahy, Bumpers, Lautenberg, and Harkin.

Page 24193

Subsequently, S. 1187 was indefinitely postponed.

Page 24193

Welcoming the Dalai Lama: Senate agreed to S. Res. 169, expressing the sense of the Senate welcoming His Holiness the Dalai Lama on his visit to the United States.

Page 24269

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 24172, 24447

Adopted:

(1) By 92 yeas to 6 nays (Vote No. 401), Brown Amendment No. 2465 (to Amendment No. 2280), to provide that funds are expended in accordance with State laws and procedures relating to the expenditure of State revenues.

Page 24174

(2) By 91 yeas to 6 nays (Vote No. 402), Santorum Amendment No. 2477 (to Amendment No. 2280), to eliminate certain welfare benefits with respect to fugitive felons and probation and parole violators, and to facilitate sharing of information with law enforcement officers.

Pages 24172, 24175

(3) By 87 yeas to 5 nays (Vote No. 404), Brown Amendment No. 2508 (to Amendment No. 2280), to impose a cap on the amount of funds that can be used for administrative purposes.

Pages 24191, 24193

(4) By a unanimous vote of 91 yeas (Vote No. 405), Boxer Modified Amendment No. 2482 (to Amendment No. 2280), to provide that noncustodial parents who are delinquent in paying child support are ineligible for means-tested Federal benefits.

Page 24196

(5) Craig/Shelby Amendment No. 2524 (to Amendment No. 2280), to provide for a good cause exception for hospital-based programs providing for voluntary acknowledgment of paternity.

Page 24797

(6) Moynihan/Dole Amendment No 2548 (to Amendment No. 2280), to direct the Commissioner of Social Security to develop a prototype of a counterfeit-resistant social security card, and to provide for a study and report on the development of such card.

Page 24215

Rejected:

By 41 yeas to 56 nays (Vote No. 403), Moynihan Amendment No. 2466 (to Amendment No. 2280), in the nature of a substitute.

Page 24178

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Page 24172

Subsequently, the amendment was further modified.

Pages 24172, 24447

Feinstein Modified Amendment No. 2469 (to Amendment No. 2280), to provide additional funding to States to accommodate any growth in the number of people in poverty.

Page 24172

Feinstein Amendment No. 2470 (to Amendment No. 2280), to impose a child support obligation on paternal grandparents in cases in which both parents are minors.

Page 24172

Moseley-Braun Amendment No. 2471 (to Amendment No. 2280), to require States to establish a voucher program for providing assistance to minor children in families that are eligible for but do not receive assistance.

Page 24172

Moseley-Braun Amendment No. 2472 (to Amendment No. 2280), to prohibit a State from imposing a time limit for assistance if the State has failed to provide work activity-related services to an adult individual in a family receiving assistance under the State program.

Page 24172

Moseley-Braun Amendment No. 2473 (to Amendment No. 2280), to modify the job opportunities to certain low-income individuals program.

Page 24172

Moseley-Braun Amendment No. 2474 (to Amendment No. 2280), to prohibit a State from reserving grant funds for use in subsequent fiscal years if the State has reduced the amount of assistance provided to families under the State program in the preceding fiscal year.

Page 24172

Feinstein Amendment No. 2478 (to Amendment No. 2280), to provide equal treatment for naturalized and native-born citizens.

Page 24172

Feinstein Amendment No. 2479 (to Amendment No. 2280), to provide for State and county demonstration programs.

Page 24172

Feingold Amendment No. 2480 (to Amendment No. 2280), to study the impact of amendments to the child and adult care food program on program participation and family day care licensing.

Page 24172

Feingold Amendment No. 2481 (to Amendment No. 2280), to provide for a demonstration project for the elimination of take-one-take-all requirement.

Page 24172

Bingaman Amendment No. 2483 (to Amendment No. 2280), to require the development of a strategic plan for a State family assistance program.

Page 24173

Bingaman Amendment No. 2484 (to Amendment No. 2280), to provide funding for State programs for the treatment of drug addiction and alcoholism and for the National Institute on Drug Abuse Research.

Page 24174

Bingaman Amendment No. 2485 (to Amendment No. 2280), to provide Indian vocational education grants.

Page 24174

Simon Amendment No. 2468 (to Amendment No. 2280), to provide grants for the establishment of community works progress programs.

Page 24175

Levin Amendment No. 2486 (to Amendment No. 2280), to require recipients of assistance under a State program funded under part A of title IV of the Social Security Act to participate in State mandated community service activities if they are not engaged in work after 6 months receiving benefits.

Page 24175

Breaux Amendment No. 2487 (to Amendment No. 2280), to maintain the welfare partnership between the States and the Federal Government.

Page 24176

Breaux Amendment No. 2488 (to Amendment No. 2280), to maintain the welfare partnership between the States and the Federal Government.

Page 24176

Breaux Amendment No. 2489 (to Amendment No. 2280), to improve services provided as workforce employment activities.

Page 24176

Breaux Amendment No. 2490 (to Amendment No. 2280), to strike provisions relating to workforce development and workforce preparation.

Page 24177

Rockefeller Modified Amendment No. 2491 (to Amendment No. 2280), to provide States with the option to exempt families residing in areas of high unemployment from the time limit.

Pages 24182, 24202

Rockefeller Modified Amendment No. 2492 (to Amendment No. 2280), to provide for a State option to exempt certain individuals from the participation rate calculation and the time limit.

Pages 24182, 24202

Snowe/Bradley Amendment No. 2493 (to Amendment No. 2280), to clarify provisions relating to the distribution to families of collected child support payments.

Page 24185

Snowe Amendment No. 2494 (to Amendment No. 2280), to clarify that the penalty provisions do not apply to certain single custodial parents in need of child care and to exempt certain single custodial parents in need of child care from the work requirements.

Page 24185

Pryor Amendment No. 2495 (to Amendment No. 2280), to modify the penalty provisions.

Page 24186

Bradley Amendment No. 2496 (to Amendment No. 2280), to modify the provisions regarding the State plan requirements.

Page 24186

Bradley Amendment No. 2497 (to Amendment No. 2280), to prohibit a State from shifting the costs of aid or assistance provided under the aid to families with dependent children or the JOBS programs to local governments.

Page 24186

Bradley Amendment No. 2498 (to Amendment No. 2280), to provide that existing civil rights laws shall not be preempted by this Act.

Page 24186

Bond Amendment No. 2499 (to Amendment No. 2280), to establish that States shall not be prohibited by the Federal Government from sanctioning welfare recipients who test positive for use of controlled substances.

Page 24188

Glenn Amendment No. 2500 (to Amendment No. 2280), to ensure that training for displaced homemakers is included among workforce employment activities and workforce education activities for which funds may be used under this Act.

Page 24188

Grassley (for Pressler) Amendment No. 2501 (to Amendment No. 2280), to provide a State option to use an income tax intercept to collect overpayments in assistance under the State program funded under part A of title IV of the Social Security Act.

Page 24189

Grassley (for Cohen) Modified Amendment No. 2502 (to Amendment No. 2280), to ensure that programs are implemented consistent with the First Amendment.

Pages 24189, 24214

Wellstone Amendment No. 2503 (to Amendment No. 2280), to prevent an increase in the number of hungry children in States that elect to participate in a food assistance block grant program.

Page 24189

Wellstone Amendment No. 2504 (to Amendment No. 2280), to prevent an increase in the number of hungry and homeless children in States that receive block grants for temporary assistance for needy families.

Page 24190

Wellstone Amendment No. 2505 (to Amendment No. 2280), to express the sense of the Senate regarding continuing medicaid coverage for individuals who lose eligibility for welfare benefits because of more earnings or hours of employment.

Page 21190

Wellstone Amendment No. 2506 (to Amendment No. 2280), to provide for an extension of transitional medicaid benefits.

Page 24190

Wellstone Amendment No. 2507 (to Amendment No. 2280), to exclude energy assistance payments for one-time costs of weatherization or repair or replacement of unsafe or inoperative heating devices from income under the food stamp program.

Page 24190

Simon Amendment No. 2509 (to Amendment No. 2280), to eliminate retroactive deeming requirements for those legal immigrants already in the United States.

Page 24191

Simon Amendment No. 2510 (to Amendment No. 2280), to maintain a national Job Corps program, carried out in partnership with States and communities.

Page 24191

Abraham/Lieberman Amendment No. 2511 (to Amendment No. 2280), to express the sense of the Senate that the Congress should adopt enterprise zone legislation in the 104th Congress.

Page 24191

Abraham Amendment No. 2512 (to Amendment No. 2280), to increase the block grant amount to States that reduce out-of-wedlock births.

Page 24191

Feinstein Amendment No. 2513 (to Amendment No. 2280), to limit deeming of income to cash and cash-like programs, and to retain SSI eligibility and exempt deeming of income requirements for victims of domestic violence.

Page 24192

Moynihan (for Lieberman) Amendment No. 2514 (to Amendment No. 2280), to establish a job placement performance bonus that provides an incentive for States to successfully place individuals in unsubsidized jobs.

Page 24192

Moynihan (for Lieberman) Amendment No. 2515 (to Amendment No. 2280), to establish a national clearinghouse on teenage pregnancy, set national goals for the reduction of out-of-wedlock and teenage pregnancies, and require States to establish a set-aside for teenage pregnancy prevention activities.

Page 24192

Hatch Amendment No. 2516 (to Amendment No. 2280), to establish a block grant program for the provision of child care services.

Page 24195

Hatch (for DeWine) Amendment No. 2517 (to Amendment No. 2280), to provide for quarterly reporting by banks with respect to common trust funds.

Page 24195

Hatch (for DeWine) Amendment No. 2518 (to Amendment No. 2280), to modify the method for calculating participation rates to more accurately reflect the total case load of families receiving assistance in the State.

Page 24195

Hatch (for DeWine) Amendment No. 2519 (to Amendment No. 2280), to provide for a rainy day contingency fund.

Page 24195

Hatch (for Burns) Amendment No. 2520 (to Amendment No. 2280), to establish procedures for the reduction of certain personnel in the Department of Health and Human Services.

Page 24196

Hatch (for Simpson) Amendment No. 2521 (to Amendment No. 2280), to ensure State eligibility and benefit restrictions for immigrants are no more restrictive than those of the Federal government.

Page 24196

Hatch (for Kassebaum) Amendment No. 2522 (to Amendment No. 2280), to modify provisions relating to funds for other child care programs.

Page 24196

Helms Amendment No. 2523 (to Amendment No. 2280), to require single, able-bodied individuals receiving food stamps to work at least 40 hours every 4 weeks.

Page 24196

Exon Amendment No. 2525 (to Amendment No. 2280), to prohibit the payment of certain Federal benefits to any person not lawfully present within the United States.

Page 24197

Shelby Amendment No. 2526 (to Amendment No. 2280), to amend the Internal Revenue Code of 1986 to provide a refundable credit for adoption expenses and to exclude from gross income employee and military adoption assistance benefits and withdrawals from IRAs for certain adoption expenses.

Page 24199

Shelby Amendment No. 2527 (to Amendment No. 2280), to improve provisions relating to the optional State food assistance block grant.

Page 24200

Moynihan (for Conrad/Lieberman) Amendment No. 2528 (to Amendment No. 2280), to provide that a State that provides assistance to unmarried teenage parents under the State program require such parents as a condition of receiving such assistance to live in an adult-supervised setting and attend high school or other equivalent training program.

Page 24200

Moynihan (for Conrad/Bradley) Amendment No. 2529 (to Amendment No. 2280), to provide States with the maximum flexibility by allowing States to elect to participate in the TAP and WAGE programs.

Page 24201

Moynihan (for Conrad) Amendment No. 2530 (to Amendment No. 2280), to provide that a State that provides assistance to unmarried teenage parents under the State program require such parents as a condition of receiving such assistance to live in an adult-supervised setting and attend high school or other equivalent training program.

Page 24201

Moynihan (for Conrad) Amendment No. 2531 (to Amendment No. 2280), to prevent States from receiving credit toward work participation rates for individuals who leave the rolls due to a time limit.

Page 24202

Moynihan (for Conrad) Amendment No. 2532 (to Amendment No. 2280), in the nature of a substitute.

Page 24202

Moynihan (for Levin) Amendment No. 2533 (to Amendment No. 2280), to improve the provisions relating to incentive grants.

Page 24202

Moynihan (for Pell) Amendment No. 2475 (to Amendment No. 2280), to clarify that each State must carry out activities through at least 1 Job Corps center.

Page 24202

Moynihan (for Dodd) Amendment No. 2534 (to Amendment No. 2280), to award national rapid response grants to address major economic dislocations.

Page 24203

Moynihan (for Dorgan) Amendment No. 2535 (to Amendment No. 2280), to express the sense of the Senate on legislative accountability for the unfunded mandates imposed by welfare reform legislation.

Page 24204

Moynihan (for Lieberman) Amendment No. 2536 (to Amendment No. 2280), to establish bonus payments for States that achieve reductions in out-of-wedlock pregnancies, establish a national clearinghouse on teenage pregnancy, set national goals for the reduction of out-of-wedlock and teenage pregnancies, and require States to establish a set-aside for teenage pregnancy prevention activities.

Page 24204

Moynihan (for Lieberman) Amendment No. 2537 (to Amendment No. 2280), to establish a national clearinghouse on teenage pregnancy, set national goals for the reduction of out-of-wedlock and teenage pregnancies, and require States to establish a set-aside for teenage pregnancy prevention activities.

Page 24205

Moynihan Amendment No. 2538 (to Amendment No. 2280), to strike the provisions repealing trade adjustment assistance.

Page 24205

Hatch (for Coats/Ashcroft) Amendment No. 2539 (to Amendment No. 2280), to provide a tax credit for charitable contributions to organizations providing poverty assistance.

Page 24206

Hatch (for McCain) Amendment No. 2540 (to Amendment No. 2280), to remove barriers to interracial and interethnic adoptions.

Page 24207

Hatch (for McCain) Amendment No. 2541 (to Amendment No. 2280), to provide that States are not required to comply with excessive data collection and reporting requirements unless the Federal Government provides sufficient funding to allow States to meet such excessive requirements.

Page 24208

Hatch (for McCain) Amendment No. 2542 (to Amendment No. 2280), to remove the maximum length of participation in the work supplementation or support program.

Page 24208

Hatch (for McCain) Amendment No. 2543 (to Amendment No. 2280), to make job readiness workshops a work activity.

Page 24208

Hatch (for McCain) Amendment No. 2544 (to Amendment No. 2280), to permit States to enter into a corrective action plan prior to the deduction of penalties from the block grant.

Page 24208

Harkin Amendment No. 2545 (to Amendment No. 2280), to require each family receiving assistance under the State program funded under part A of title IV of the Social Security Act to enter into a personal responsibility contract or a limited benefit plan.

Page 24208

Chafee Amendment No. 2546 (to Amendment No. 2280), to maintain the welfare partnership between the States and the Federal Government.

Page 24210

Chafee (for Cohen) Amendment No. 2547 (to Amendment No. 2280), to deny supplemental security income cash benefits by reason of disability to drug addicts and alcoholics, and to require beneficiaries with accompanying addiction to comply with appropriate treatment requirements as determined by the Commissioner.

Page 24214

Moynihan (for Kerrey) Amendment No. 2549 (to Amendment No. 2280), to allow a State to revoke an election to participate in the optional State food assistance block grant.

Page 24216

Moynihan (for Kohl) Amendment No. 2550 (to Amendment No. 2280), to exempt the elderly, disabled, and children from an optional State food assistance block grant.

Page 24216

Moynihan (for Kohl) Amendment No. 2551 (to Amendment No. 2280), to expand the food stamp employment and training program.

Page 24216

Moynihan (for Bryan) Amendment No. 2552 (to Amendment No. 2280), to provide that a recipient of welfare benefits under a means-tested program for which Federal funds are appropriated is not unjustly enriched as a result of defrauding another means- tested welfare or public assistance program.

Page 24217

Moynihan (for Bryan) Amendment No. 2553 (to Amendment No. 2280), to require a recipient of assistance based on need, funded in whole or in part by Federal funds, and the noncustodial parent to cooperate with paternity establishment and child support enforcement in order to maintain eligibility for such assistance.

Page 24217

Moynihan (for Bryan) Amendment No. 2554 (to Amendment No. 2280), to provide that State welfare and public assistance agencies can notify the Internal Revenue Service to intercept Federal income tax refunds to recapture over-payments of welfare or public assistance benefits.

Page 24217

Moynihan (for Bryan) Amendment No. 2555 (to Amendment No. 2280), to provide State welfare or public assistance agencies an option to determine eligibility of a household containing an ineligible individual under the Food Stamp program.

Page 24217

Hatfield Amendment No. 2467 (to Amendment No. 2280), to increase the participation of teacher, parents, and students in developing and improving workforce education activities.

Page 24217

Hatch (for Nickles) Amendment No. 2556 (to Amendment No. 2280), to require the transmission of quarterly wage reports in order to relay information to the State Director of New Hires to assist in locating absent parents.

Page 24218

Hatch (for Jeffords) Amendment No. 2557 (to Amendment No. 2280), to amend the definition of work activities to include vocational education training that does not exceed 24 months.

Page 24218

Hatch (for Jeffords) Amendment No. 2558 (to Amendment No 2280), to provide for the State distribution of funds for secondary school vocational education, postsecondary and adult vocational education, and adult education.

Page 24218

Hatch (for Kyl) Amendment No. 2559 (to Amendment No. 2280), to require the establishment of local workforce development boards.

Page 24218

Dodd Amendment No. 2560 (to Amendment No. 2280), to provide for the establishment of a supplemental child care grant program.

Pages 24221, 24230

Ashcroft Amendment No. 2561 (to Amendment No. 2280), to replace the supplemental security income program for the disabled and blind with a block grant to the States.

Page 24225

Ashcroft Amendment No. 2562 (to Amendment No. 2280), to convert the food stamp program into a block grant program.

Page 24225

Graham (for Kennedy) Amendment No. 2563 (to Amendment No. 2280), to terminate sponsor responsibilities upon the date of naturalization of the immigrant.

Page 24225

Graham (for Kennedy) Amendment No. 2564 (to Amendment No. 2280), to grant the Attorney General flexibility in certain public assistance determinations for immigrants.

Page 24225

Graham Amendment No. 2565 (to Amendment No. 2280), to provide a formula for allocating funds that more accurately reflects the needs of States with children below the poverty line.

Page 24226

Graham Amendment No. 2566 (to Amendment No. 2280), to require each responsible Federal agency to determine whether there are sufficient appropriations to carry out the Federal intergovernmental mandates required by this Act, and to provide that the mandates will not be effective under certain conditions.

Page 24226

Graham Amendment No. 2567 (to Amendment No. 2280), to provide that the Secretary, in ranking States with respect to the success of their work programs, shall take into account the average number of minor children in families in the State that have incomes below the poverty line and the amount of funding provided each State for such families.

Page 24227

Graham Amendment No. 2568 (to Amendment No. 2280), to set national work participation rate goals and to provide that the Secretary shall adjust the goals for individual States based on the amount of Federal funding the State receives for minor children in families in the State that have incomes below the poverty line.

Page 24227

Graham Amendment No. 2569 (to Amendment No. 2280), to provide for the prospective application of the provisions of title V.

Page 24227

Dodd (for Leahy) Amendment No. 2570 (to Amendment No. 2280), to reduce fraud and trafficking in the Food Stamp program by providing incentives to States to implement Electronic Benefit Transfer systems. **Page 24228**

Jeffords Amendment No. 2571 (to Amendment No. 2280), to modify the maintenance of effort provision. **Page 24228**

Santorum (for Domenici) Amendment No. 2572 (to Amendment No. 2280), to improve the child support enforcement system by giving States better incentives to improve collections. **Page 24228**

Santorum (for Domenici) Amendment No. 2573 (to Amendment No. 2280), to maintain the welfare partnership between the States and the Federal Government. **Page 24228**

Santorum (for Domenici) Amendment No. 2574 (to Amendment No. 2280), to express the sense of the Senate regarding the inability of the noncustodial parent to pay child support. **Page 24229**

Santorum (for Domenici) Amendment No. 2575 (to Amendment No. 2280), to allow States maximum flexibility in designing their Temporary Assistance programs. **Page 24229**

Santorum (for Domenici) Amendment No. 2576 (to Amendment No. 2280), to create a national child custody database, and to clarify exclusive continuing jurisdiction provisions of the Parental Kidnapping Prevention Act. **Page 24229**

Santorum (for D'Amato) Amendment No. 2577 (to Amendment No. 2280), to change the date for the determination of fiscal year 1994 expenditures. **Page 24229**

Santorum (for D'Amato) Amendment No. 2578 (to Amendment No. 2280), relating to claims arising before effective dates. **Page 24230**

Santorum (for D'Amato) Amendment No. 2579 (to Amendment No. 2280), terminating efforts to recover funds for prior fiscal years. **Page 24230**

Santorum (for Grams) Amendment No. 2580 (to Amendment No. 2280), to limit vocational education activities counted as work. **Page 24230**

Jeffords Amendment No. 2581 (to Amendment No. 2280), to strike the increase to the grant to reward States that reduce out-of-wedlock births. **Page 24232**

Dodd (for Wellstone) Amendment No. 2582 (to Amendment No. 2280), to amend the Fair Labor Standards Act of 1938 to increase the minimum wage rate under such Act. **Page 24232**

Dodd (for Wellstone) Amendment No. 2583 (to Amendment No. 2280), to exempt women and children who have been battered or subject to extreme cruelty from certain requirements of the bill. **Page 24232**

Dodd (for Wellstone) Amendment No. 2584 (to Amendment No. 2280), to exempt women and children who have been battered or subjected to extreme cruelty from certain requirements of the bill. **Page 24233**

Stevens Amendment No. 2585 (to Amendment No. 2280), of a technical nature. **Page 24233**

Santorum (for Cohen) Amendment No. 2586 (to Amendment No. 2280), to modify the religious provider provision. **Page 24233**

Santorum (for Specter) Amendment No. 2587 (to Amendment No. 2280), to maintain a national Job Corps program, carried out in partnership with States and communities. **Page 24234**

Santorum (for Chafee) Amendment No. 2588 (to Amendment No. 2280), to require States to provide voucher assistance for children born to families receiving assistance. **Page 24238**

Santorum (for McCain) Amendment No. 2589 (to Amendment No. 2280), to provide for child support enforcement agreements between the States and Indian tribes or tribal organizations. **Page 24239**

Moynihan Amendment No. 2590 (to Amendment No. 2280), to provide that case record data submitted by the States be desegregated, and to provide funding for certain research, demonstration, and evaluation projects. **Page 24239**

Moynihan (for Boxer) Amendment No. 2591 (to Amendment No. 2280), to provide for a child care maintenance of effort. **Page 24240**

Moynihan (for Boxer) Amendment No. 2592 (to Amendment No. 2280), to provide that State authority to restrict benefits to noncitizens does not apply to foster care or adoption assistance programs. **Page 24240**

Moynihan (for Boxer) Amendment No. 2593 (to Amendment No. 2280), expressing the sense of the Senate on restrictions on providing medical information by recipients of Federal aid. **Page 24240**

Santorum (for Faircloth) Amendment No. 2594 (to Amendment No. 2280), to prohibit direct cash benefits for out-of-wedlock births to minors except under certain conditions. **Page 24241**

Santorum (for Faircloth) Amendment No. 2595 (to Amendment No. 2280), to require the Secretary of Housing and Urban Development to submit a report regarding disqualification of illegal aliens from housing assistance programs.

Page 24241

Santorum (for Faircloth) Amendment No. 2596 (to Amendment No. 2280), to express the sense of the Congress regarding a work requirement for public housing residents.

Page 24241

Santorum (for Faircloth) Amendment No. 2597 (to Amendment No. 2280), to require ongoing State evaluations of activities carried out through statewide workforce development systems.

Page 24241

Santorum (for Faircloth) Amendment No. 2598 (to Amendment No. 2280), to provide for transferability of funds.

Page 24241

Santorum (for Faircloth) Amendment No. 2599 (to Amendment No. 2280), to provide for transferability of funds allotted for workforce preparation activities for at-risk youth.

Page 24241

Santorum (for Faircloth) Amendment No. 2600 (to Amendment No. 2280), to allow a State agency to make cash payments to certain individuals in lieu of food stamp allotments.

Page 24241

Santorum (for Faircloth) Amendment No. 2601 (to Amendment No. 2280), to integrate the temporary assistance to needy families with food stamp work rules.

Page 24241

Santorum (for Faircloth) Amendment No. 2602 (to Amendment No. 2280), to limit vocational education activities counted as work.

Page 24242

Santorum (for Faircloth) Amendment No. 2603 (to Amendment No. 2280), to deny assistance for out-of-wedlock births to minors.

Page 24242

Santorum (for Faircloth) Amendment No. 2604 (to Amendment No. 2280), to provide for no additional cash assistance for children born to families receiving assistance.

Page 24242

Santorum (for Faircloth) Amendment No. 2605 (to Amendment No. 2280), to deny assistance for out-of-wedlock births to minors.

Page 24242

Santorum (for Faircloth) Amendment No. 2606 (to Amendment No. 2280), to provide for provisions relating to paternity establishment and fraud.

Page 24242

Santorum (for Faircloth) Amendment No. 2607 (to Amendment No. 2280), to require State goals and a State plan for reducing illegitimacy.

Page 24242

Santorum (for Faircloth) Amendment No. 2608 (to Amendment No. 2280), to provide for an abstinence education program.

Page 24242

Santorum (for Faircloth) Amendment No. 2609 (to Amendment No. 2280), to prohibit teenage parents from living in the home of an adult relative or guardian who has a history of receiving assistance.

Page 24243

Moynihan Amendment No. 2610 (to Amendment No. 2280), to amend title 13, United States Code, to require that any data relating to the incidence of poverty produced or published by the Secretary of Commerce for subnational areas is corrected for differences in the cost of living in those areas.

Page 24243

Moynihan Amendment No. 2611 (to Amendment No. 2280), to correct imbalances in certain States in the Federal tax to Federal benefit ratio by reallocating the distribution of Federal spending.

Page 24243

Abraham/Lieberman Amendment No. 2476 (to Amendment No. 2280), to express the sense of the Senate that the Congress should adopt enterprise zone legislation in the 104th Congress.

Page 24245

Santorum (for Gramm) Amendment No. 2612 (to Amendment No. 2280), to limit the State option for work participation requirement exemptions to the first 12 months to which the requirement applies.

Page 24245

Santorum (for Gramm) Amendment No. 2613 (to Amendment No. 2280), to require that certain individuals who are not required to work are included in the participation rate calculation.

Page 24246

Santorum (for Gramm) Amendment No. 2614 (to Amendment No. 2280), to provide for increased penalties for failure to meet work requirements.

Page 24246

Santorum (for Gramm) Amendment No. 2615 (to Amendment No. 2280), to reduce the Federal welfare bureaucracy.

Page 24246

Santorum (for Gramm) Amendment No. 2616 (to Amendment No. 2280), to require paternity establishment as a condition of benefit receipt.

Page 24246

Santorum (for Gramm) Amendment No. 2617 (to Amendment No. 2280), to prohibit the use of Federal funds for legal challenges to welfare reform.

Page 24246

Moynihan Amendment No. 2618 (to Amendment No. 2280), to eliminate the requirement that HHS reduce full-time equivalent positions by specific percentages and retain requirements to evaluate the number of FTE positions required to carry out the activities under the bill and to take action to reduce the appropriate number of positions.

Page 24247

Moynihan (for Kennedy) Amendment No. 2619 (to Amendment No. 2280), to terminate sponsor responsibilities upon the date of naturalization of the immigrant.

Page 24247

Moynihan (for Kennedy) Amendment No. 2620 (to Amendment No. 2280), to grant the Attorney General flexibility in certain public assistance determinations for immigrants.

Page 24247

Moynihan (for Kennedy) Amendment No. 2621 (to Amendment No. 2280), to ensure that programs are implemented consistent with the First Amendment to the U.S. Constitution.

Page 24248

Moynihan (for Kennedy) Amendment No. 2622 (to Amendment No. 2280), to repeal food stamp provisions relating to children living at home and to reduce tax benefits for foreign corporations.

Page 24248

Moynihan (for Kennedy) Amendment No. 2623 (to Amendment No. 2280), to permit States to apply for waivers with respect to the 15 percent cap on hardship exemptions from the 5-year time limitation.

Page 24248

Moynihan (for Kennedy) Amendment No. 2624 (to Amendment No. 2280), to permit States to provide noncash assistance to children ineligible for aid because of the 5-year time limitation.

Page 24248

Moynihan (for Kennedy) Amendment No. 2625 (to Amendment No. 2280), to require States to have in effect laws regarding duration of child support.

Page 24248

Moynihan (for Kennedy) Amendment No. 2626 (to Amendment No. 2280), to eliminate a repeal relating to the Trade Act of 1974.

Page 24248

Moynihan (for Kennedy) Amendment No. 2627 (to Amendment No. 2280), to improve provisions relating to the Trade Act of 1974.

Page 24248

Moynihan (for Kennedy) Amendment No. 2628 (to Amendment No. 2280), to improve provisions relating to the Wagner-Peyser Act.

Page 24248

Moynihan (for Kennedy) Amendment No. 2629 (to Amendment No. 2280), to improve provisions relating to the unemployment trust fund.

Page 24248

Moynihan (for Kennedy) Amendment No. 2630 (to Amendment No. 2280), to clarify that the responsibilities of the National Board are advisory.

Page 24248

Moynihan (for Kennedy) Amendment No. 2631 (to Amendment No. 2280), to improve provisions relating to workforce development activities and funds made available through the unemployment trust fund.

Page 24248

Moynihan (for Kennedy) Amendment No. 2632 (to Amendment No. 2280), to exclude employment and training programs under the Food Stamp Act of 1977 from the list of activities that may be provided as workforce employment activities.

Page 24248

Moynihan (for Kennedy) Amendment No. 2633 (to Amendment No. 2280), to provide for the State distribution of funds for secondary school vocational education, postsecondary and adult vocational education, and adult education.

Page 24248

Moynihan (for Kennedy) Amendment No. 2634 (to Amendment No. 2280), to establish a job placement performance bonus that provides an incentive for States to successfully place individuals in unsubsidized jobs.

Page 24248

Moynihan (for Kennedy) Amendment No. 2635 (to Amendment No. 2280), to require that 25 percent of the funds for workforce employment activities be expended to carry out such activities for dislocated workers.

Page 24249

Moynihan (for Kennedy) Amendment No. 2636 (to Amendment No. 2280), to establish a definition of a local workforce development board.

Page 24249

Moynihan (for Kennedy) Amendment No. 2637 (to Amendment No. 2280), to provide a conforming amendment with respect to local workforce development boards.

Page 24249

Moynihan (for Kennedy) Amendment No. 2638 (to Amendment No. 2280), to require the establishment of local workforce development boards.

Page 24249

Moynihan (for Kennedy) Amendment No. 2639 (to Amendment No. 2280), to clarify the role of the summer jobs program.

Page 24249

Moynihan (for Kennedy) Amendment No. 2640 (to Amendment No. 2280), to expand the provisions relating to the limitation of the use of funds under title VII.

Page 24250

Moynihan (for Kennedy) Amendment No. 2641 (to Amendment No. 2280), to improve the State apportionment of funds by activity.

Page 24250

Moynihan (for Kennedy) Amendment No. 2642 (to Amendment No. 2280), to clarify the role of the summer jobs program.

Page 24250

Moynihan (for Kennedy) Amendment No. 2643 (to Amendment No. 2280), to increase the authorization of appropriations for workforce development activities.

Page 24251

Moynihan (for Kennedy) Amendment No. 2644 (to Amendment No. 2280), to limit the percentage of the flex account funds that may be used for economic development activities.

Page 24251

Moynihan (for Kennedy) Amendment No. 2645 (to Amendment No. 2280), to make a conforming amendment regarding limiting the percentage of the flex account funds that may be used for economic development activities.

Page 24251

Moynihan (for Kennedy) Amendment No. 2646 (to Amendment No. 2280), to provide for national activities.

Page 25251

Moynihan (for Kennedy) Amendment No. 2647 (to Amendment No. 2280), to ensure that students have broad exposure to a wide range of knowledge on occupations and choices for skill training.

Page 24251

Moynihan (for Kennedy) Amendment No. 2648 (to Amendment No. 2280), to clarify the advisory nature of the responsibilities of the National Board.

Page 24251

Moynihan (for Kennedy) Amendment No. 2649 (to Amendment No. 2280), to provide both women and men with access to training in occupations or fields of work in which women or men comprise less than 25 percent of the individuals employed in such occupations or fields of work, with respect to workforce development activities.

Page 25252

Moynihan (for Kennedy) Amendment No. 2650 (to Amendment No. 2280), to provide both women and men with access to training in occupations or fields of work in which women or men comprise less than 25 percent of the individuals employed in such occupations or fields of work, with respect to workforce preparation activities for at-risk youth.

Page 25252

Moynihan (for Kennedy) Amendment No. 2651 (to Amendment No. 2280), to ensure that States reference existing academic and occupational standards in their State plans.

Page 25252

Moynihan (for Kennedy) Amendment No. 2652 (to Amendment No. 2280), to ensure that State plans describe activities that will enable States to meet their benchmarks.

Page 25252

Moynihan (for Kennedy) Amendment No. 2653 (to Amendment No. 2280), to clarify that the term "labor market information" refers to labor market and occupational information.

Page 25253

Moynihan (for Kennedy) Amendment No. 2654 (to Amendment No. 2280), to explicitly include occupational information in labor market information system provided under workforce employment activities.

Page 25253

Moynihan (for Kennedy) Amendment No. 2655 (to Amendment No. 2280), to provide a conforming amendment relating to labor market and occupational information.

Page 25254

Moynihan (for Kennedy) Amendment No. 2656 (to Amendment No. 2280), to maintain the administration of the school-to-work programs in the School-to-Work office.

Page 25254

Moynihan (for Kennedy) Amendment No. 2657 (to Amendment No. 2280), to make the list of workforce education activities for which funds may be used more consistent with the provisions of the amendments made by the Carl D. Perkins Vocational and Applied Technology Education Act Amendments of 1990, and the provisions of the School-to-Work Opportunities Act of 1994.

Page 25254

Moynihan (for Kennedy) Amendment No. 2658 (to Amendment No. 2280), to clarify the role of the State educational agency with respect to workforce education activities and at-risk youth.

Page 25254

Moynihan (for Kennedy) Amendment No. 2659 (to Amendment No. 2280), to include the participation and resources of the education community with that of business, industry, and labor in the development of statewide workforce development systems, local partnerships, and local workforce development boards.

Page 25254

Moynihan (for Kennedy) Amendment No. 2660 (to Amendment No. 2280), to include volunteers among those for whom the National Center for Research in Education and Workforce Development conducts research and development, and provide technical assistance.

Page 25254

Moynihan (for Kerry) Amendment No. 2661 (to Amendment No. 2280), to provide supplemental security income benefits to persons who are disabled by reason of drug or alcohol abuse.

Page 25254

Moynihan (for Kerry) Amendment No. 2662 (to Amendment No. 2280), to provide demonstration projects for using neighborhood schools as centers for beneficial activities for children and their parents in order to break the welfare cycle.

Page 25255

Moynihan (for Kerry) Amendment No. 2663 (to Amendment No. 2280), to provide demonstration projects for using neighborhood schools as centers for beneficial activities for children and their parents in order to break the welfare cycle.

Page 25255

Moynihan (for Kerry) Amendment No. 2664 (to Amendment No. 2280), to require applicants for assistance who are parents to enter into a Parental Responsibility Contract and perform satisfactorily under its terms as a condition of receipt of that assistance.

Page 25257

Moynihan (for Harkin) Amendment No. 2665 (to Amendment No. 2280), to reduce the income tax rate for individuals to equal the estimated cost of certain repealed programs.

Page 25257

Moynihan (for Kerry) Amendment No. 2666 (to Amendment No. 2280), to make the workforce development system more responsive to changing local labor markets.

Page 25257

Moynihan (for Breaux) Amendment No. 2667 (to Amendment No. 2280), to improve the services provided as workforce employment activities.

Page 25257

Moynihan (for Mikulski) Amendment No. 2668 (to Amendment No. 2280), to eliminate a repeal of title V of the Older American Act of 1965.

Page 25258

Moynihan (for Mikulski) Amendment No. 2669 (to Amendment No. 2280), to encourage 2-parent families.

Page 25258

Moynihan (for Kerrey) Amendment No. 2670 (to Amendment No. 2280), to allow a State to revoke an election to participate in optional State food assistance block grant.

Page 25258

Moynihan (for Daschle) Amendment No. 2671 (to Amendment No. 2280), to provide a 3 percent set aside for the funding of family assistance grants for Indians.

Page 25258

Moynihan (for Daschle) Amendment No. 2672 (to Amendment No. 2280), to provide for a contingency grant fund.

Page 25259

Santorum Amendment No. 2673 (to Amendment No. 2280), regarding implementation of electronic benefit transfer system.

Santorum (for McConnell) Amendment No. 2674 (to Amendment No. 2280), to timely rapid implementation of provisions relating to the child and adult care food program.

Page 25259

Santorum (for McConnell) Amendment No. 2675 (to clarify the school data provision of the child and adult care food program.

Page 25259

Santorum (for Packwood) Amendment No. 2676, to strike the increase to the grant to reward States that reduce out-of-wedlock births.

Page 25260

Moynihan (for Kennedy) Amendment No. 2677 (to Amendment No. 2280), to provide for an extension of transitional medicaid benefits.

Page 25260

Santorum (for D'Amato) Amendment No. 2678 (to Amendment No. 2280), relating to the eligibility of States to receive funds.

Page 25260

Moynihan (for Kerry) Amendment No. 2679 (to Amendment No. 2280), to provide supplemental security income benefits to persons who are disabled by reason of drug or alcohol abuse.

Page 25260

Moynihan (for Harkin) Amendment No. 2680 (to Amendment No. 2280), to assure continued taxpayer savings through competitive bidding in WIC.

Page 25260

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Monday, September 11.

Page 24211

Department of Defense Authorizations—Conferees: Pursuant to the order of September 6, 1995, the Chair appointed conferees on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, as follows: Senators Thurmond, Warner, Cohen, McCain, Lott, Coats, Smith, Kempthorne, Hutchison, Inhofe, Santorum, Nunn, Exon, Levin, Kennedy, Bingaman, Glenn, Byrd, Robb, Lieberman, and Bryan.

Page 24447

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of a revised deferral of budgetary resources; which was referred jointly, pursuant to the order of January 30, 1975 as modified by the order of April 11, 1986, to the Committee on the Budget, to the Committee on Appropriations, and to the Committee on Foreign Relations. (PM–79).

Page 24260

Nominations Received: Senate received the following nominations:

Robert Nelson Baldwin, of Virginia, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Jeffrey R. Shafer, of New Jersey, to be an Under Secretary of the Treasury.

Melissa T. Skolfield, of Louisiana, to be an Assistant Secretary of Health and Human Services.

1 Navy nomination in the rank of admiral.

Routine list in the Navy. Page 24448

Messages From the President: Page 24260

Messages From the House: Page 24260

Measures Placed on Calendar: Page 24261

Statements on Introduced Bills: Page 24261

Additional Cosponsors: Page 24269

Amendments Submitted: **Page 24270**

Authority for Committees: **Page 24442**

Additional Statements: **Page 24442**

Record Votes: Four record votes were taken today. (Total—404) **Pages 24174, 24175, 24187, 24194, 24197**

Recess: Senate convened at 9:15 a.m., and recessed at 5:05 p.m., until 10 a.m., on Monday, September 11, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 24448.)

Committee Meetings

RUBY RIDGE INCIDENT

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information continued hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from John Magaw, Director, and Andrew Vita, Assistant Director of Enforcement, both of the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; and a confidential informant.

Hearings continue on Tuesday, September 12.

House of Representatives

Chamber Action

Bills Introduced: eight public bills, H.R. 2288–2295; and 1 private bill, H.R. 2296 were introduced. **Page 24170**

Report Filed: One report was filed as follows: H.R. 1743, to amend the Water Resources Act of 1984 to extend authorizations of appropriations through fiscal year 2000, amended (H. Rept. 104–242). **Page 24170**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Kolbe to act as Speaker pro tempore for today. **Page 24129**

Defense Base Closure Disapproval: By a yea-and-nay vote of 75 yeas to 343 nays, Roll No. 647, the House failed to pass H.J. Res. 102, disapproving the recommendations of the Defense Base Closure and Realignment Commission. **Page 24129**

Treasury—Postal Service Appropriations: House disagreed to the Senate amendments to H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Lightfoot, Wolf, Istook, Kingston, Forbes, Livingston, Hoyer, Visclosky, Coleman, and Obey. **Page 24149**

Agreed to the Obey motion to instruct House conferees to agree to the amendment of the Senate numbered 130, prohibiting Members of Congress to receive cost of living adjustments during the fiscal year (agreed to by a yea-and-nay vote of 387 yeas to 31 nays, Roll No. 648). **Page 24149**

Interior Appropriations: House disagreed to the Senate amendments to H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Regula, McDade, Kolbe, Skeen, Vucanovich, Taylor of North Carolina, Nethercutt, Bunn of Oregon, Livingston, Yates, Dicks, Bevill, Skaggs, and Obey. **Page 24153**

Agreed to the Yates motion to instruct House conferees to disagree to the amendment of the Senate numbered 158, relating to mineral patents. **Page 24153**

Transportation Appropriations: House disagreed to the Senate amendments to H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Wolf, DeLay, Regula, Rogers, Lightfoot, Packard, Callahan, Dickey, Livingston, Sabo, Durbin, Coleman, Foglietta, and Obey. **Page 24154**

Agreed to the Obey motion to instruct House conferees to provide funding for the Federal-Aid Highway Program at a level which is as close as possible to the level in the House-passed bill. **Page 24155**

Legislative Program: The Majority Leader announced the legislative program for the week of September 11. Agreed to adjourn from Friday to Tuesday. **Page 24155**

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 13. **Page 24156**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 24171.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 24148, 24152. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 2:48 p.m.

Committee Meetings

NAVAL PETROLEUM RESERVE PRIVATIZATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on Privatizaton of the Naval Petroleum Reserve. Testimony was heard from Patricia Fry Godley, Assistant Secretary, Fossil Energy, Department of Energy; and public witnesses.

DEBT COLLECTION IMPROVEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 2234, Debt Collection Improvement Act. Testimony was heard from Representatives Lightfoot and Gordon; John Koskinen, Deputy Director, Management, OMB; the following officials of the Department of the Treasury: George Munoz, Chief Financial Officer/Assistant Secretary, Management; and Michael Smokovich, Deputy Commissioner, Financial Management Service; Anthony Williams, Chief Financial Officer, USDA; Jeff Steinhoff, Director, Planning and Reporting, GAO; and public witnesses.

CHINESE PRISON SYSTEM

Committee on International Relations: Subcommittee on International Operations and Human Rights continued hearings on the Chinese Prison System. Testimony was heard from Harry Wu; and public witnesses.

PENSION REFORM AND SIMPLIFICATION

Committee on Small business: Held a hearing on Pension Reform and Simplification: A Small Business Perspective. Testimony was heard from Representative Portman; Jere Glover, Chief Counsel for Advocacy, SBA; J. Mark Iwry, Benefits Tax Counsel, Department of the Treasury; and public witnesses.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Jeffrey Eisenach, president, Progressive Freedom Foundation.

NATIONAL HIGHWAY SYSTEM DESIGNATION ACT

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 2274, National Highway System Designation Act of 1995.

Monday, September 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 24460–24537

Measures Introduced: Three bills were introduced, as follows: S. 1229–1231.

Page 24528

Measures Reported: Reports were made as follows: Special Report entitled "Revised Allocation to Subcommittees of Budget Totals for the concurrent Resolution for fiscal year 1996". (S. Rept. No. 104–138)

Page 24528

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 24460, 24469

Adopted:

(1) By 76 yeas to 22 nays (Vote No. 407), Kassebaum Amendment No. 2522 (to Amendment No. 2280), to modify provisions relating to funds for other child care programs.

Pages 24464, 24515

(2) Pressler Amendment No. 2501 (to Amendment No. 2280), to provide a State option to use an income tax intercept to collect overpayments in assistance under the State program funded under part A of title IV of the Social Security Act.

Page 24525

Rejected:

(1) Dodd Amendment No. 2560 (to Amendment No. 2280), to provide for the establishment of a supplemental child care grant program. (By 50 yeas to 48 nays (Vote No. 406), Senate tabled the amendment.)

Page 24481

(2) By 32 yeas to 66 nays (Vote No. 408), Helms Amendment No. 2523 (to Amendment No. 2280), to require single, able-bodied individuals receiving food stamps to work at least 40 hours every 4 weeks.

Pages 24469, 24515

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Pages 24460, 24469

Feinstein Modified Amendment No. 2469 (to Amendment No. 2280), to provide additional funding to States to accommodate any growth in the number of people in poverty.

Page 24518

Conrad/Bradley Amendment No. 2529 (to Amendment No. 2280), to provide States with the maximum flexibility by allowing States to elect to participate in the TAP and WAGE programs.

Page 24477

(For remaining pending amendments, see Daily Digest *of Friday, September 8, 1995).*

A motion was entered to close further debate on Dole Amendment No. 2280, listed above and, pursuant to the order of September 7, 1995, the vote not occur on that cloture motion prior to 6 p.m., on Wednesday, September 13, 1995.

Page 24518

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Tuesday, September 12, 1995.

Page 24517

Appointments:

Board of Visitors/Merchant Marine Academy: The Chair, on behalf of the Vice President, pursuant to Title 46, Section 1295(b), of the U.S. Code, as amended by Public Law 101–595, appointed the following to the Board of Visitors of the U.S. Merchant Marine Academy: Senator Breaux, from the Committee on Commerce, Science, and Transportation, and Senator Inouye, At-Large.

Page 24531

Nominations Received: Senate received the following nominations:

David A. Lipton, of Massachusetts, to be a Deputy Under Secretary of the Treasury.

Florence K. Murray, of Rhode Island, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Page 24537

Communications: **Page 24527**

Statements on Introduced Bills: **Page 24528**

Additional Cosponsors: **Page 24529**

Additional Statements: **Page 24530**

Record Votes: Three record votes were taken today. (Total—408) **Pages 24515, 24516**

Recess: Senate convened at 10 a.m., and recessed at 8:18 p.m., until 9 a.m., on Tuesday, September 12, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24531.)

Committee Meetings

APPROPRIATIONS—VA/HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies approved for full committee consideration, with amendments, H.R. 2099, making appropriations for the Departments of Veterans Affairs, and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 10:30 a.m. on Tuesday, September 12.

Committee Meetings

No Committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆

Tuesday, September 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 24540–24710

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 1232–1234, and S. Res. 170.

Page 24704

Measures Reported: Reports were made as follows:

H.R. 2076, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–139)

Page 24704

Measures Passed:

Appointing Committee Chairmen: Senate agreed to S. Res. 170, to appoint various Chairmen for the 104th Congress.

Page 24710

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 24540

Adopted:

(1) Moseley-Braun Amendment No. 2473 (to Amendment No. 2280), to modify the job opportunities to certain low-income individuals program.

Page 24577

(2) Abraham/Lieberman Amendment No. 2511 (to Amendment No. 2280), to express the sense of the Senate that the Congress should adopt enterprise zone legislation in the 104th Congress.

Page 24604

(3) McConnell Amendment No. 2674 (to Amendment No. 2280), to timely rapid implementation of provisions relating to the child and adult care food program.

Page 24604

(4) McConnell Amendment No. 2675 (to Amendment No. 2280), to clarify the school date provision of the child and adult care food program. **Page 24604**

(5) Stevens/Murkowski Amendment No. 2585 (to Amendment No. 2280), of a technical nature. **Page 24604**

(6) Domenici Amendment No. 2574 (to Amendment No. 2280), to express the sense of the Senate regarding the inability of the non-custodial parent to pay child support. **Page 24604**

(7) Bryan Amendment No. 2555 (to Amendment No. 2280), to provide State welfare or public assistance agencies an option to determine eligibility of a household containing an ineligible individual under the food stamp program. **Page 24604**

(8) Leahy Amendment No. 2570 (to Amendment No. 2280), to reduce fraud and trafficking in the food stamp program by providing incentives to States to implement Electronic Benefit Transfer systems. **Page 24604**

(9) Feingold Amendment No. 2480 (to Amendment No. 2280), to study the impact of amendments to the child and adult care food program on program participation and family day care licensing. **Page 24604**

Rejected:

(1) By 44 yeas to 54 nays (Vote No. 409), Conrad/Bradley Amendment No. 2529 (to Amendment No. 2280), to provide States with the maximum flexibility by allowing States to elect to participate in the TAP and WAGE programs. **Page 24540**

(2) By 40 yeas to 59 nays (Vote No. 410), Feinstein Modified Amendment No. 2469 (to Amendment No. 2280), to provide additional funding to States to accommodate any growth in the number of people in poverty. **Page 24541**

(3) Breaux Amendment No. 2488 (to Amendment No. 2280), to maintain the welfare partnership between the States and the Federal Government. (By 50 yeas to 49 nays (Vote No. 411), Senate tabled the amendment.) **Page 24542**

(4) By 36 yeas to 64 nays (Vote No. 412), Ashcroft Amendment No. 2562 (to Amendment No. 2280), to convert the food stamp program into a block grant program. **Page 24559**

Withdrawn:

Shelby Amendment No. 2527 (to Amendment No. 2280), to improve provisions relating to the optional State food assistance block grant. **Page 24567**

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature. **Page 24540**

Moseley-Braun Amendment No. 2471 (to Amendment No. 2280), to require States to establish a voucher program for providing assistance to minor children in families that are eligible for but do not receive assistance. **Pages 24567**

Moseley-Braun Amendment No. 2472 (to Amendment No. 2280), to prohibit a State form imposing a time limit for assistance if the State has failed to provide work activity-related services to an adult individual in a family receiving assistance under the State program. **Page 24571**

Graham/Bumpers Amendment No. 2565 (to Amendment No. 2280), to provide a formula for allocating funds that more accurately reflects the needs of States with children below the poverty line. **Page 24577**

Domenici Modified Amendment No. 2575 (to Amendment No. 2280), to strike the mandatory family cap. **Page 24595**

Daschle Amendment No. 2672 (to Amendment No. 2280), to provide for the establishment of a Contingency Fund for State Welfare Programs. **Page 24599**

Daschle Amendment No. 2671 (to Amendment No. 2280), to provide a 3 percent set aside for the funding of family assistance grants for Indians. **Page 24600**

DeWine Amendment No. 2518 (to Amendment No. 2280), to modify the method for calculating participation rates to more accurately reflect the total case load of families receiving assistance in the State. **Page 24601**

Faircloth Amendment No. 2608 (to Amendment No. 2280), to provide for an abstinence education program. **Page 24602**

Boxer Amendment No. 2592 (to Amendment No. 2280), to provide that State authority to restrict benefits to noncitizens does not apply to foster care or adoption assistance programs. **Page 24603**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments pending thereto, on Wednesday, September 13. **Page 24583**

Communications: **Page 24704**

Statements on Introduced Bills: **Page 24704**

Additional Cosponsors: **Page 24705**

Notices of Hearings: **Page 24706**

Authority for Committees: **Page 24706**

Additional Statements: **Page 24707**

Record Votes: Four record votes were taken today. (Total–412) **Pages 24541, 24542, 24559, 24567**

Recess: Senate convened at 9 a.m., and recessed at 10:21 p.m., until 9 a.m., on Wednesday, September 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 24710.)

Committee Meetings

APPROPRIATIONS—COMMERCE/JUSTICE/STATE/JUDICIARY

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1996 for the government of the District of Columbia, receiving testimony from Mayor Marion S. Barry, and David A. Clarke, Chairman, Council of the District of Columbia, both of Washington, D.C.

Subcommittee will meet again on Thursday, September 14.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration, with amendments, H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

GOALS 2000/FAMILY VIOLENCE

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education and Related Agencies concluded hearings on the implementation and future of the Goals 2000 education program, after receiving testimony from Richard W. Riley, Secretary of Education; and Ovide M. Lamontagne, New Hampshire State Board of Education, Concord.

Also, committee concluded hearings to examine domestic violence issues, after receiving testimony from Denise Brown, The Nicole Brown-Simpson Charitable Foundation, Los Angeles, California; Susan Kelly-Dreiss, Pennsylvania Coalition Against Domestic Violence, Harrisburg; Donna Lawson, Covington, Pennsylvania; Margaret Hintz, Lititz, Pennsylvania; and Colleen M. Burkett, York, Pennsylvania.

SPECTRUM REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on proposed legislation to reform Federal Communications Commission procedures with regard to their use of auctions for the allocation of radio spectrum frequencies for commercial use, after receiving testimony from Robert C. Wright, National Broadcasting Company, Inc., John S. Reidy, Smith Barney, Inc., and Lawrence K. Grossman, all of New York, New York; Thomas Hazlett, University of California, Davis; Ralph W. Gabbard, Gray Communications Broadcast Group, Lexington, Kentucky, on behalf of the National Association of Broadcasters; William F. Duhamel, Duhamel Broadcasting Enterprises, Rapid City, South Dakota; and Karen Kerrigan, Small Business Survival Committee, Washington, D.C.

ALASKA LANDS EXCHANGE

Committee on Energy and Natural Resources: Committee concluded hearings on H.R. 1266, to approve an agreement between the United States Forest Service and Kennecott Greens Creek Mining Company which provides for an exchange of lands within the Admiralty Island National Monument in Southeast Alaska, after receiving testimony from Jack Ward Thomas, Chief, Forest Service, Department of Agriculture; and Tom Albanese, Kennecott Corporation, Salt Lake City, Utah.

RELIGIOUS LIBERTY

Committee on the Judiciary: Committee held hearings to examine the status of religious liberty in the United States and whether there is a need for further legal protection, receiving testimony from Ralph M. Jennings, WFUV-FM/Fordham University, and Rev. James Forbes, Riverside Church, both of New York, New York; Colleen K. Pinyan, The Rutherford Institute, Washington, D.C.; Ronald W. Rosenberger, Great Falls, Virginia; and Lisa Herdahl, Ecru, Mississippi.

Hearings were recessed subject to call.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Henry Hudson, former Director, U.S. Marshals Service, Department of Justice; Michael Johnson, former United States Marshal for the District of Idaho; and in closed session a witness from the Federal Bureau of Investigation.

Hearings continue on Thursday, September 14.

NEWBORNS' AND MOTHERS' HEALTH PROTECTION ACT

Committee on Labor and Human Resources: Committee held hearings on S. 969, to require that health plans provide coverage for a minimum hospital stay for a mother and child following the birth of the child, receiving testimony from Senator Bradley; Michael Mennuti, ACOG Committee on Obstetric Practice, Washington, D.C.; Richard Marshall, Harvard Community Health Plan, Boston, Massachusetts; Sharon Levine, The Permanente Medical Group, Inc., Oakland, California; Karen Davies, Lawrence, Kansas; Virginia Leigh Fallon, Petaluma, California; Michelle and Steve Bauman, Williamstown, New

Jersey; Kathleen Fitzgerald, Rhode Island Medical Women's Society; Judith Frank, Lebanon, New Hampshire; and Palma E. Formica, Old Bridge, New Jersey, on behalf of the American Medical Association.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Twenty-one public bills, H.R. 2297–2317 and four resolutions, and H. Res. 217–220 were introduced.

Page 24791

Reports Filed: Reports were filed as follows:

H. Res. 218, providing for consideration of H.R. 1162, to establish a Deficit Reduction Trust Fund and provide for the downward adjustment of discretionary spending limits in appropriation bills (H. Rept. 104–243); and

H. Res. 219, providing for the consideration of H.R. 1670, to revise and streamline the acquisition laws of the Federal Government, and to reorganize the mechanisms for resolving Federal procurement disputes (H. Rept. 104–244).

Page 24791

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shays to act as Speaker pro tempore for today.

Page 24711

Recess: House recessed at 10:44 a.m. and reconvened at noon.

Page 24712

Committee Election: House agreed to H. Res. 217, electing Representative Tauzin to the Committee on Commerce, to rank following Representative Moorhead, and to the Committee on Resources, to rank following Representative Young of Alaska.

Page 24717

Earlier, read a letter from the Chairman of the Democratic Caucus wherein he stated that Representative Tauzin was no longer a member of the Democratic Caucus; and read letters from the Speaker wherein he advised the Chairman of the Committees on Commerce and Resources that Representative Tauzin's previous election to those committees had been vacated.

Page 24717

Presidential Message—Budget Deferral: Read a message from the President wherein he reports one revised deferral of budgetary resources totaling $1.2 billion and affecting the International Security Assistance program—referred to the Committee on Appropriations and ordered printed (H. Doc. 104–114).

Page 24717

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, the Judiciary, Resources, Science, and Select Intelligence.

Page 24717

Small Business Credit Efficiency: By a recorded vote of 405 ayes, Roll No. 653, the House voted to suspend the rules and pass H.R. 2150, to amend the Small Business Act and the Small Business Investment Act of 1958 to reduce the cost to the Federal Government of guaranteeing certain loans and debentures.

Pages 24717, 24762

Subsequently, S. 895, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. H.R. 2150 was laid on the table.

Page 24762

House then insisted on its amendments to S. 895, and asked a conference. Appointed as conferees: Representatives Meyers of Kansas, Torkildsen, Longley, LaFalce, and Poshard.

Page 24762

Pension Protection: By a recorded vote of 239 ayes to 179 noes, Roll No. 652, the House passed H.R. 1594, to place restrictions on the promotion by the Department of Labor and other Federal agencies and instrumentalities of economically targeted investments in connection with employee benefit plans.

Page 24724

Agreed to the committee amendment in the nature of a substitute.

Page 24760

Agreed to the Traficant amendment that provides that nothing in the bill is intended to affect the ability of the Department of Labor to issue advisory opinions, information letters, technical releases, prohibited transactions, exemptions, or other pronouncements interpreting and applying ERISA's fiduciary responsibility rules to particular factual situations, or exempting specific transactions from the prohibited transaction provisions of ERISA.

Page 24751

Rejected:

The Gene Green of Texas amendment that sought to clarify that nothing in the bill could be construed as prohibiting private pension plans from investing in domestic investments, as distinguished from foreign investments (rejected by a recorded vote of 192 ayes to 217 noes, Roll No. 649);

Page 24741

The Payne of New Jersey amendment that sought to provide that nothing in the bill could be construed as prohibiting the investment by an employee benefit plan in infrastructure improvements;

Page 24748

The Hinchey amendment that sought to provide that nothing in the bill could be construed as prohibiting the investment by an employee benefit plan in domestic investments, as distinguished from foreign investments, and direct the Secretary to take such actions as necessary to encourage domestic investments by pension plans to the extent that such investments are in conformity with the requirements of ERISA (rejected by a recorded vote of 179 ayes to 234 noes, Roll No. 650);

Page 24753

The Martinez amendment in the nature of a substitute that sought to provide that the Department of Labor should remain neutral with respect to economically targeted investments; and

Page 24755

The Andrews amendment in the nature of a substitute that sought to express the sense of Congress that the Labor Department should apply the same fiduciary standards to economically targeted investments as are applicable to pension plan investments generally under ERISA and eliminate the ETI clearinghouse (rejected by a recorded vote of 178 ayes to 232 noes, Roll No. 651).

Pages 24756, 24759

The following amendments were offered but subsequently withdrawn:

The Traficant amendment that sought to provide that nothing in the bill could be construed as prohibiting the Department of Labor from issuing advisory opinions regarding the legality of investments in the construction or renovation of affordable housing; and

Page 24749

The Traficant amendment that sought to provide that nothing in the bill could be construed as prohibiting the Department of Labor from issuing advisory opinions regarding the legality of investments.

Page 24751

H. Res. 215, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 24724

Intelligence Authorization: House agreed to H. Res. 216, providing for consideration of H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

Page 24765

Committee To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 13: Committees on Commerce, International Relations, the Judiciary, Resources, and Small Business.

Page 24763

Senate Messages: Messages received from the Senate today appear on page 24713.

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 24791

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 24793.

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 24747, 24759, 24760, 24761. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:02 p.m.

Committee Meetings

FUTURE OF PUBLIC BROADCASTING

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on the Future of Public Broadcasting. Testimony was heard from Richard W. Carlson, President and CEO, Corporation for Public Broadcasting; and public witnesses.

FEHM/CHAMPUS

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on FEHB/CHAMPUS: Improving Access to Health Benefits for Military Families. Testimony was heard from Representative Davis; Neil M. Singer, Deputy Assistant Director, National Security Division, CBO; William E. Flynn, Associate Director, Retirement and Insurance, OPM; the following officials of the Department of Defense: William J. Lynn, Director, Office of Program Analysis and Evaluating; and Stephen C. Joseph, Assistant Secretary, Health Affairs; and public witnesses.

MISCELLANEOUS MEASURES; BUDGET RECONCILIATION

Committee on the Judiciary: Ordered reported the following bills: H.R. 1506, amended, Digital Performance Right in Sound Recordings Act of 1995; and H.R. 2259, to disapprove certain sentencing guideline amendments.

The Committee also began markup of H.R. 2277, Legal Aid Act of 1995.

Will continue tomorrow.

The Committee approved language for insertion in the Omnibus Budget Reconciliation Act (Patent and Trademark Office User Fees).

COASTAL ZONE MANAGEMENT REAUTHORIZATION ACT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 1965, Coastal Zone Management Reauthorization Act of 1995. Testimony was heard from Jeffrey R. Benoit, Director, Office of Ocean and Coastal Resource Management, NOAA, Department of Commerce; Robert Shinn, Commissioner, Department of Environmental Protection, State of New

Jersey; Trudy Coxe, Secretary, Office of Environmental Affairs, State of Massachusetts; and public witnesses.

LIVESTOCK GRAZING ACT; TECHNICAL ASSISTANCE ACT

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action amended the following bills: H.R. 1713, Livestock Grazing Act; and H.R. 1280, Technical Assistance Act of 1995.

FEDERAL ACQUISITION REFORM ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1670, Federal Acquisition Reform Act of 1995. The rule waives points of order against consideration of the bill for failure to comply with section 302(f) (prohibiting spending in excess of a committee's allocation of new entitlement authority); and 308(a) (requiring an explanation of new entitlement authority in committee report) of the Budget Act. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Government Reform and Oversight as an original bill for the purpose of amendment. The rule provides that the bill be considered by title rather than by section, and provides that the first two sections and each title be considered as read. The rule waives points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill); and section 302(f) (prohibiting spending in excess of a committee's allocation of new entitlement authority) of the Budget Act. The rule accords priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. The rule allows the Chair to postpone votes in the Committee of the Whole and reduce votes to five minutes, if those votes follow a 15-minute vote. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairmen Clinger and Spence; and Representatives Meyers of Kansas and Collins of Illinois.

DEFICIT REDUCTION LOCKBOX

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1162, to establish a deficit reduction trust fund and provide for the downward adjustment of discretionary spending limits in appropriation bills. The rule makes in order as an original bill for the purpose of amendment the amendment in the nature of a substitute recommended by the Committee on Rules and provides that the amendment be considered as read and open to amendment at any point. The rule waives clause 7 of rule XVI (prohibiting consideration of non-germane amendments) against consideration of the Committee amendment in the nature of a substitute. The rule allows the Chairman of the Committee of the Whole to accord priority in recognition to Members offering an amendment that has caused it to be printed in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Clinger and Representatives Royce, Schumer, and Harman.

DISMANTLING COMMERCE DEPARTMENT

Committee on Science: Held a hearing on Restructuring the Federal Scientific Establishment: Dismantling the Department of Commerce. Testimony was heard from Ronald H. Brown, Secretary of Commerce; Barbara Hackman Franklin, former Secretary of Commerce; James D. Watkins, former Secretary of Energy; and public witnesses.

AUTOMATED DATA PROCESSING REQUIREMENTS—2 YEAR EXTENSION; DEPARTMENT OF COMMERCE DISMANTLING ACT; BUDGET RECONCILIATION RECOMMENDATIONS

Committee on Ways and Means: Ordered reported H.R. 2288, to amend part D of title IV of the Social Security Act to extend for 2 years the deadline by which States are required to have in effect an automated data processing and information retrieval system for use in the administration of State plans for child and spousal support.

The Committee also began consideration of the following; H.R. 1756, Department of Commerce Dismantling Act; and Budget Reconciliation recommendations.

Will continue tomorrow.

TAXPAYER BILL OF RIGHTS RECOMMENDATIONS

Committee on Ways and Means: Subcommittee on Oversight approved for full Committee action Taxpayer Bill of Rights recommendations.

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Wednesday, September 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 24808–24882

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1235–1239, and S. Res. 171. **Page 24869**

Measures Reported: Reports were made as follows:

H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, and for other purposes, with amendments. (S. Rept. No. 104–140) **Page 24869**

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 24808

Adopted:

(1) By 66 yeas to 34 nays (Vote No. 416), Domenici Modified Amendment No. 2575 (to Amendment No. 2280), to strike the mandatory family cap.

Page 24814

(2) DeWine Amendment No. 2518 (to Amendment No. 2280), to modify the method for calculating participation rates to more accurately reflect the total case load of families receiving assistance in the State.

Page 24818

(3) By 55 yeas to 45 nays (Vote No. 418), Mikulski Amendment No. 2668 (to Amendment No. 2280), to eliminate a repeal of title V of the Older Americans Act of 1965.

Page 24819

(4) Lieberman Modified Amendment No. 2514 (to Amendment No. 2280), to establish a job placement performance bonus that provides an incentive for States to successfully place individuals in unsubsidized jobs.

Page 24831

(5) By a unanimous vote of 100 yeas (Vote No. 420), Boxer Modified Amendment No. 2592 (to Amendment No. 2280), to provide that State authority to restrict benefits to noncitizens does not apply to foster care or adoption assistance programs.

Pages 24822, 24824

(6) Division 1 of Cohen Amendment No. 2586 (to Amendment No. 2280), to modify the religious provider provision.

Page 24844

(7) By 59 yeas to 41 nays (Vote No. 421), Division 2 of Cohen Amendment No. 2586 (to Amendment No. 2280), to modify the religious provider provision.

Page 24844

(8) Harkin Amendment No. 2680 (to Amendment No. 2280), to express the sense of the Senate regarding competitive bidding for infant formula.

Page 24851

(9) Harkin Amendment No. 2545 (to Amendment No. 2280), to require each family receiving assistance under the State program funded under part A of title IV of the Social Security Act to enter into a personal responsibility contract or a limited benefit plan.

Page 24852

Rejected:

(1) By 42 yeas to 58 nays (Vote No. 413), Moseley-Braun Amendment No. 2471 (to Amendment No. 2280), to require States to establish a voucher program for providing assistance to minor children in families that are eligible for but do not receive assistance.

Page 24808

(2) By 40 yeas to 60 nays (Vote No. 414), Moseley-Braun Amendment No. 2472 (to Amendment No. 2280), to prohibit a State form imposing a time limit for assistance if the State has failed to provide work activity-related services to an adult individual in a family receiving assistance under the State program.

Page 24810

(3) By 34 yeas to 66 nays (Vote No. 415), Graham/Bumpers Amendment No. 2565 (to Amendment No. 2280), to provide a formula for allocating funds that more accurately reflects the needs of States with children below the poverty line.

Page 24811

(4) By 38 yeas to 62 nays (Vote No. 417), Daschle Amendment No. 2671 (to Amendment No. 2280), to provide a 3 percent set aside for the funding of family assistance grants for Indians.

Page 24817

(5) By 24 yeas to 76 nays (Vote No. 419), Faircloth Amendment No. 2603 (to Amendment No. 2280), to deny assistance for out-of-wedlock births to minors.

Page 24835

Withdrawn:

Coats/Ashcroft Amendment No. 2539 (to Amendment No. 2280), to provide a tax credit for charitable contributions to organizations providing poverty assistance.

Page 24824

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Page 24808

Subsequently, the amendment was further modified.

Page 24822

Daschle Amendment No. 2672 (to Amendment No. 2280), to provide for the establishment of a Contingency Fund for State Welfare Programs.

Page 24813

Faircloth Amendment No. 2608 (to Amendment No. 2280), to provide for an abstinence education program.

Page 24813

Wellstone Amendment No. 2584 (to Amendment No. 2280), to exempt women and children who have been battered or subject to extreme cruelty from certain requirements of the bill.

Page 24853

Faircloth Amendment No. 2609 (to Amendment No. 2280), to prohibit teenage parents from living in the home of an adult relative or guardian who has a history of receiving assistance.

Page 24856

Conrad Amendment No. 2528 (to Amendment No. 2280), to provide that a State that provides assistance to unmarried teenage parents under the State program require such parents as a condition of receiving such assistance to live in an adult-supervised setting and attend high school or other equivalent training program.

Page 24858

Jeffords Amendment No. 2581 (to Amendment No. 2280), to strike the increase to the grant to reward States that reduce out-of-wedlock births.

Pages 24851, 24862

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments pending thereto, on Thursday, September 14, 1995.

Page 24853

Messages From the House: **Page 24869**

Communications: **Page 24869**

Statements on Introduced Bills: **Page 24869**

Additional Cosponsors: **Page 24874**

Amendments Submitted: **Page 24876**

Authority for Committees: **Page 24878**

Additional Statements: **Page 24878**

Record Votes: Nine record votes were taken today. (Total—421)

Pages 24810, 24813, 24816, 24818, 24822, 24844, 24851

Recess: Senate convened at 9 a.m., and recessed at 8:56 p.m., until 9:15 a.m., on Thursday, September 14, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 24882.)

Committee Meetings

APPROPRIATIONS—VA/HUD

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 2099, making appropriations for the Departments of Veterans Affairs, and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education, and Related Agencies approved for full committee consideration, with amendments, H.R. 2127, making Appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1996.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies approved for full committee consideration, with amendments, H.R. 1976, making appropriations for agriculture, rural development, Food and Drug Administration, and related agencies programs for the fiscal year ending September 30, 1996.

NINTH CIRCUIT COURT REORGANIZATION

Committee on the Judiciary: Committee concluded hearings on proposals to divide the current United States Court of Appeals for the Ninth Circuit into two circuits, including S. 853 and S. 956, after receiving testimony from Senators Gorton, Burns, Inouye, Reid, and Murray; Chief Judge J. Clifford Wallace, United States Court of Appeals for the Ninth Circuit, San Diego, California; Judge Diarmuid F. O. Scannlain, United States Court of Appeals for the Ninth Circuit, Portland, Oregon; Chief Judge Gerald Bard Tjoflat, United States Court of Appeals for the Eleventh Circuit, Jacksonville, Florida; Arthur D. Hellman, University of Pittsburgh School of Law, Pittsburgh, Pennsylvania; Charles E. Jones, Jennings, Strouss and Salmon, Phoenix, Arizona; and John McKay, Cairncross & Hempelmann, Seattle, Washington.

IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration held hearings on legal immigration reform proposals, receiving testimony from Mary A. Ryan, Assistant Secretary of State for Consular Affairs; Doris Meissner, Commissioner, Immigration and Naturalization Service, Department of Justice; John Frazier, Deputy Administrator, Wage and Hour Division, Department of Labor; Vernon Briggs, Cornell University, Ithaca, New York; Phil Martin, University of California, Davis; Demetrios Papademitriou, Carnegie Endowment for International Peace, Jeffrey Passel, Urban Institute, Jackie Bernarz, Business Immigration Coalition, Rudy Oswald, Department of Economic Research (AFL–CIO), and Dan Stein, Federation for American Immigration Reform, all of Washington, D.C.; Michael Teitelbaum, Alfred P. Sloan Foundation, New York, New York; and Antonia Hernandez, Mexican American Legal Defense and Educational Fund, Los Angeles, California.

Hearings were recessed subject to call.

NOMINATION

Committee on Indian Affairs: Committee concluded hearings on the nomination of Paul M. Homan, of the District of Columbia, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior, after the nominee testified and answered questions in his own behalf. Testimony was also received from Elouise C. Cobell, Browning, Montana, on behalf of the Intertribal Monitoring Association on Indian Trust Funds.

House of Representatives

Chamber Action

Bills Introduced: Eleven public bills, H.R. 2318–2328; and one resolution, H. Res. 221 were introduced.

Page 24978

Intelligence Authorization: House passed H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United

States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

Page 24888

Agreed to the committee amendment in the nature of a substitute as modified by the rule.

Page 24907

Agreed To:

The Combest amendment, as modified, that places limits and conditions on the provision giving the President the power to delay the imposition of sanctions against a foreign country if they would endanger an intelligence source or compromise an ongoing investigation; and

Page 24893

The Traficant amendment that provides that no funds may be appropriated unless they are in compliance with the Buy American Act and expresses the sense of Congress that whenever possible equipment and products should be American-made.

Page 24900

Rejected:

The Frank of Massachusetts amendment that sought to reduce funding by three percent except that authorized for the Central Intelligence Agency Retirement and Disability Fund (rejected by a recorded vote of 162 ayes to 262 noes, Roll No. 654); and

Page 24902

The Frank of Massachusetts amendment that sought to require that as of October 1, 1995, for fiscal year 1996, and each fiscal year thereafter the aggregate amounts requested, authorized for, and spent on intelligence-related activities be disclosed to the public (rejected by a recorded vote of 154 ayes to 271 noes, Roll No. 655).

Page 24905

The Clerk was authorized to make such technical and conforming changes as may be necessary to correct such things as spelling, punctuation, cross-referencing, and section numbering in the engrossment of the bill.

Page 24907

Deficit Reduction Lock-Box Act of 1995: By a recorded vote of 364 ayes to 59 noes, Roll No. 658, the House passed H.R. 1162, to establish a Deficit Reduction Trust Fund and provide for the downward adjustment of discretionary spending limits in appropriations bills.

Page 24911

Agreed to the committee amendment in the nature of a substitute.

Page 24925

Agreed to the Goss amendment, as amended by the Harman amendment, that requires the Office of Management and Budget to adjust future as well as first year statutory spending caps to take into account out-year savings and give the chairmen of the appropriations committees rather than the Director of the Congressional Budget Office the power to adjust 602(b) allocations to reflect lock-box savings and apply the provisions to the fiscal year 1996 Defense and Labor/HHS appropriations bills.

Page 24919

Rejected:

The Frost amendment to the Goss amendment that sought to apply the provisions of the bill to all 1996 appropriations bills retroactively and give the chairmen of the Appropriations Committees rather than the Director of the Congressional Budget Office the power to adjust 602(b) allocations to reflect lock-box savings and apply the provisions to the fiscal year 1996 Defense and Labor/HHS appropriations bills (rejected by a recorded vote of 204 ayes to 221 noes, Roll No. 656); and

Page 24920

The Meek amendment that sought to prohibit use of overall savings due to the lock-box mechanism to count toward anything other than reducing the budget deficit (rejected by a recorded vote of 144 ayes to 282 noes, Roll No. 657).

Page 24923

Agreed to amend the title.

Page 24926

H. Res. 218, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 24907

Federal Acquisition Reform Act: House completed all general debate and began consideration of amendments on H.R. 1670, to revise and streamline the acquisition laws of the Federal Government, and to reorganize the mechanisms for resolving Federal procurement disputes; but came to no resolution thereon. Consideration of amendments will resume on Thursday, September 14.

Page 24931

Agreed to the Davis amendment that allows agencies to choose between the traditional design-bid-build process or a "two-phase" procedure that allows them to combine design and construction into a single procurement.

Page 24954

Rejected the Collins of Illinois amendment that sought to strike provisions in the bill outlining revised definitions and procedures regarding "full and open" competition; add provisions instructing agencies seeking procurement bids to hold a conference for any interested firm to inform them of needs and qualifications necessary to compete for jobs; and allow agencies to make preliminary assessments on initial bids received to determine if proposals have a chance at receiving a contract (rejected by a recorded vote of 182 ayes to 239 noes, Roll No. 660).

Page 24953

H. Res. 219, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 414 yeas, Roll No. 659.

Page 24931

Department of Defense Appropriations: House disagreed to the Senate amendment to H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Young of Florida, McDade, Lewis of California, Skeen, Hobson, Bonilla, Nethercutt, Neumann, Murtha, Dicks, Wilson, Hefner, Sabo, and Obey.

Page 24962

Subsequently, the House agreed to the Young of Florida motion that the conference meetings between the House and the Senate on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, be closed to the public at such times as classified national security information is under consideration; provided that any sitting Member of Congress shall have a right to attend any closed or open meeting (agreed to by a yea-and-nay vote of 414 yeas to 2 nays, Roll No. 661).

Page 24962

Meeting Hour: House agreed to meet at 1 p.m. on Thursday, September 14.

Page 24963

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 24979.

Quorum Calls—Votes: Two yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 24904, 24906, 24921, 24924, 24925, 24931, 24953, 24962. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:32 p.m.

Committee Meetings

DISTRICT OF COLUMBIA FINANCES

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on D.C. Finances. Testimony was heard from the following officials of the District of Columbia: Marion Barry, Mayor; David A. Clarke, Chairman, Council; Franklin L. Smith, Superintendent, Public Schools; and Wilma R. Harvey, President, Board of Education; and Andrew F. Brimmer, Chairman, D.C. Financial Responsibility and Management Assistance Authority.

LONG-STANDING GOVERNMENT PERFORMANCE ISSUES

Committee on the Budget: Held a hearing on Long-Standing Government Performance Issues. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO.

RECONCILIATION ISSUES

Committee on Commerce: Ordered transmitted to the Committee on the Budget for inclusion in the Omnibus Budget Reconciliation Act for fiscal year 1996 the following: Communications Spectrum Auctions, amended; Communications: Federal Communications Commission Authorization, amended; Nuclear Regulatory Commission Annual Charge; United States Enrichment Corporation, amended; Waste Isolation Pilot Project; and Naval Petroleum Reserves, amended.

Will continue tomorrow.

LEGAL AID ACT

Committee on the Judiciary: Ordered reported amended H.R. 2277, Legal Aid Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported amended the following bills: H.R. 1756, Department of Commerce Dismantling Act; H.R. 1815, National Oceanic and Atmospheric Administration Authorization Act of 1995; and H.R. 1508, to require the transfer of title to the District of Columbia of certain real property in Anacostia Park to facilitate the construction of National Children's Island, a cultural, educational, and family-oriented park.

CONGRESSIONAL BUDGET PROCESS

Committee on Rules: Subcommittee on Legislative and Budget Process and the Subcommittee on Rules and Organization of the House continued joint oversight hearings on the Congressional Budget Process. Testimony was heard from Tim Muris, former Associate Director, OMB; Professor Allen Schick, University of Maryland; Richard Kogan, Senior Fellow, Center for Budget and Policy Priorities; and Carol Cox Wait, President, Committee for a Responsible Federal Budget.

IMPACT OF SOLID WASTE FLOW CONTROL ON SMALL BUSINESS

Committee on Small Business: Held a hearing on the Impact of Solid Waste Flow Control on Small Business. Testimony was heard from Jere Glover, Chief Counsel for Advocacy, SBA: Michael Shapiro, Director, Office of Solid Waste, EPA; Sharpe James, Mayor, Newark, New Jersey; and public witnesses.

DEPARTMENT OF COMMERCE DISMANTLING ACT; BUDGET RECONCILIATION TRADE RECOMMENDATIONS

Committee on Ways and Means: Ordered reported amended H.R. 1756, Department of Commerce Dismantling Act.

The Committee also approved Budget Reconciliation Trade recommendations.

Joint Meetings

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996.

Thursday, September 14, 1995

Senate

Chamber Action

Routine Proceedings, pages 25127–25200

Measures Introduced: Four bills were introduced, as follows: S. 1240–1243.

Page 25194

Measures Reported: Reports were made as follows:

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1996". (S. Rept. No. 104–141)

H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–142)

H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–143)

Page 25194

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 25130, 25154, 25191

Adopted:

(1) Wellstone Modified Amendment No. 2584 (to Amendment No. 2280), to exempt women and children who have been battered or subject to extreme cruelty from certain requirements of the bill.

Page 25133

(2) Dorgan Amendment No. 2535 (to Amendment No. 2280), to express the sense of the Senate on legislative accountability for the unfunded mandates imposed by welfare reform legislation.

Page 25137

(3) McCain Amendment No. 2589 (to Amendment No. 2280), to provide for child support enforcement agreements between the States and Indian tribes or tribal organizations.

Page 25138

(4) Nickles Modified Amendment No. 2556 (to Amendment No. 2280), to provide for the transmission of quarterly wage reports in order to relay information to the State Directory of New Hires to assist in locating absent parents.

Page 25139

(5) By 94 yeas to 6 nays (Vote No. 424), Exon Modified Amendment No. 2525 (to Amendment No. 2280), to prohibit the payment of certain Federal benefits to any person not lawfully present within the United States.

Page 25139

(6) Feinstein Amendment No. 2470 (to Amendment No. 2280), to impose a child support obligation on paternal grandparents in cases in which both parents are minors.

Page 25141

(7) Kerry Amendment No. 2662 (to Amendment No. 2280), to provide demonstration projects for using neighborhood schools as centers for beneficial activities for children and their parents in order to break the welfare cycle.

Page 25142

(8) Kerry Amendment No. 2664 (to Amendment No. 2280), to require applicants for assistance who are parents to enter into a Parental Responsibility Contract and perform satisfactorily under its terms as a condition of receipt of that assistance.

Page 25142

(9) Feinstein Modified Amendment No. 2479 (to Amendment No. 2280), to provide for State and county demonstration programs.

Page 25143

(10) Levin Modified Amendment No. 2486 (to Amendment No. 2280), to require recipients of assistance under a State program funded under part A of title IV of the Social Security Act to participate in State mandated community service activities if they are not engaged in work after 6 months of receiving benefits.

Page 25143

(11) D'Amato Amendment No. 2578 (to Amendment No. 2280), relating to claims arising before effective date.

Page 25145

(12) Feingold Amendment No. 2481 (to Amendment No. 2280), to provide for a demonstration project for the elimination of take-one-take-all requirement.

Page 25145

(13) Kerrey Amendment No. 2670 (to Amendment No. 2280), to allow a State to revoke an election to participate in the optional State food assistance block grant.

Page 25145

(14) McCain Modified Amendment No. 2542 (to Amendment No. 2280), to remove the maximum length of participation in the work supplementation or support program.

Page 25145

(15) Kohl Modified Amendment No. 2551 (to Amendment No. 2280), to expand the food stamp employment and training program.

Page 25145

(16) Faircloth Modified Amendment No. 2601 (to Amendment No. 2280), to integrate the temporary assistance to needy families with food stamp work rules.

Page 25145

(17) Wellstone Modified Amendment No. 2507 (to Amendment No. 2280), to exclude energy assistance payments for one-time costs of weatherization or repair or re-

placement of unsafe or inoperative heating devices from income under the food stamp program.

Page 25145

(18) Pryor Modified Amendment No. 2495 (to Amendment No. 2280), to modify the penalty provisions.

Page 25156

(19) Gramm Amendment No. 2614 (to Amendment No. 2280), to provide for increased penalties for failure to meet work requirements.

Page 25157

(20) By 93 yeas to 5 nays (Vote No. 425), Shelby Amendment No. 2526 (to Amendment No. 2280), to amend the Internal Revenue Code of 1986 to provide a refundable credit for adoption expenses and to exclude from gross income employee and military adoption assistance benefits and withdrawals from IRAs for certain adoption expenses.

Pages 25157, 25177

(21) Conrad Modified Amendment No. 2528 (to Amendment No. 2280), to provide that a State that provides assistance to unmarried teenage parents under the State program require such parents as a condition of receiving such assistance to live in an adult-supervised setting and attend high school or other equivalent training program.

Pages 25134, 25171

(22) Bradley Amendment No. 2496 (to Amendment No. 2280), to modify the provisions regarding the State plan requirements.

Page 25176

(23) DeWine Modified Amendment No. 2517 (to Amendment No. 2280), to provide for quarterly reporting by banks with respect to common trust funds.

Pages 25167, 25178

Rejected:

(1) By 17 yeas to 83 nays (Vote No. 422), Faircloth Amendment No. 2609 (to Amendment No. 2280), to prohibit teenage parents from living in the home of an adult relative or guardian who has a history of receiving assistance.

Page 25134

(2) By 37 yeas to 63 nays (Vote No. 423), Jeffords Amendment No. 2581 (to Amendment No. 2280), to strike the increase to the grant to reward States that reduce out-of-wedlock births.

Page 25135

(3) By 34 yeas to 64 nays (Vote No. 426) Mikulski Amendment No. 2669 (to Amendment No. 2280), to provide for the development of a program that encourages participation of both parents in the parenting of children and encourages two-parent families.

Pages 25161, 25177

(4) By 37 yeas to 61 nays (Vote No. 427), Feinstein Amendment No. 2478 (to Amendment No. 2280), to provide equal treatment for naturalized and native-born citizens.

Pages 25163, 25178

(5) By 20 yeas to 78 nays (Vote No. 428), Feinstein Amendment No. 2513 (to Amendment No. 2280), to limit deeming of income to cash and cash-like programs, and to retain SSI eligibility and exempt deeming of income requirements for victims of domestic violence.

Pages 25169, 25178

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Pages 25130, 25154

Subsequently, the amendment was further modified.

Page 25145

Daschle Amendment No. 2672 (to Amendment No. 2280), to provide for the establishment of a Contingency Fund for State Welfare Programs.

Page 25130

Faircloth Amendment No. 2608 (to Amendment No. 2280), to provide for an abstinence education program.

Page 25130

Simon Amendment No. 2509 (to Amendment No. 2280), to eliminate retroactive deeming requirements for those legal immigrants already in the United States.

Page 25130

Simon Amendment No. 2681 (to Amendment No. 2280), to provide grants for the establishment of community works progress programs.

Simon Amendment No. 2468 (to Amendment No. 2280), to provide grants for the establishment of community works progress programs.

Page 25183

Graham Amendment No. 2568 (to Amendment No. 2280), to set national work participation rate goals and to provide that the Secretary shall adjust the goals for individual States based on the amount of Federal funding the State receives for minor children in families in the State that have incomes below the poverty line.

Page 25183

A unanimous-consent agreement was reached providing for further consideration of the bill, certain amendments pending thereto, and certain further amendments to be proposed, on Friday, September 15, 1995.

Page 25179

Messages From the House: **Page 25193**

Measures Referred: **Page 25194**

Communications: **Page 25194**

Statements on Introduced Bills: **Page 25194**

Additional Cosponsors: **Page 25197**

Notices of Hearings: **Page 25198**

Authority for Committees: **Page 25198**

Additional Statements: **Page 25198**

Record Votes: Seven record votes were taken today. (Total—428)

Pages 25134, 25137, 25141, 25177, 25178, 25179

Recess: Senate convened at 9:15 a.m., and recessed at 10:58 p.m., until 9:15 a.m., on Friday, September 15,

1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 25200.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE/D.C./FOREIGN OPERATIONS

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996, with amendments;

H.R.————, making appropriations for the government of the District of Columbia for the fiscal year ending September 30, 1996; and

H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, with amendments.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia concluded hearings on proposed budget estimates for fiscal year 1996 for the government of the District of Columbia, after receiving testimony in behalf of funds for their respective activities from Annice M. Wagner, Chief Judge, District of Columbia Court of Appeals; Eugene N. Hamilton, Chief Judge, Superior Court of the District of Columbia; Andrew F. Brimmer, Chairman, District of Columbia Financial Responsibility and Management Assistance Authority; Wilma R. Harvey, President, District of Columbia Board of Education; and Franklin L. Smith, Superintendent, District of Columbia Public Schools.

PUBLIC BROADCASTING REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on proposals to privatize the public broadcasting system, after receiving testimony from Frederick M.R. Smith, CS First Boston, New York, New York; George L. Miles, Jr., WQED Pittsburgh, Pittsburgh, Pennsylvania; Delano E. Lewis, National Public Radio, and Kenneth Robinson, both of Washington, D.C.; Burnhill Clark, KCTS Television, Seattle, Washington; and Newton N. Minow, Carnegie Corporation, Chicago, Illinois.

FEDERAL OIL AND GAS LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Regulation concluded hearings on the following bills:

S. 1014, to improve the management of royalties from Federal and Outer Continental Shelf oil and gas leases, after receiving testimony from Cynthia Quarterman, Director, Minerals Management Service, Department of the Interior; Don Hoffman, Montana Department of Revenue, Helena; J. Larry Nichols, Devon Energy Corporation, Oklahoma City, Oklahoma; and J.B. Rollins, Chevron U.S.A. Production Company, Houston, Texas; and

S. 1012, to extend the time for construction of certain FERC licensed hydro projects, after receiving submitted testimony from Elizabeth A. Moler, Chair, Federal Energy Regulatory Commission, Department of Energy.

CONVENTIONAL WEAPONS AND FOREIGN POLICY IN SOUTH ASIA

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine United States conventional weapons and foreign policy in South Asia, after receiving testimony from Senator Pressler; Robin Raphel, Assistant Secretary of State for South Asian Affairs; Bruce O. Riedel, Deputy Assistant Secretary of Defense for Near East and South Asian Affairs; Stephen P. Cohen, University of Illinois, Champaign-Urbana; George K. Tanham, RAND Corporation, Michael Krepon, Henry L. Stimson Center, James Clad, Georgetown University, and William Clark, Jr., Center for Strategic and International Studies, all of Washington, D.C.; and Bruce Fein, Great Falls, Virginia.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 1111, to amend title 35, United States Code, with respect to patents on biotechnological processes;

S. 977, to correct certain references in the Bankruptcy Code; and

S.J. Res. 20, granting the consent of Congress to the compact to provide for joint natural resource management and enforcement of laws and regulations pertaining to natural resources and boating at the Jennings Randolph Lake Project lying in Garrett County, Maryland, and Mineral County, West Virginia, entered into between the States of West Virginia and Maryland.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Roger Love, Mark Tilton, Christopher Whitcomb, Dale Monroe, Edward C. Wenger, Jr., Warren Bamford, Jerome Barker, and Christopher Curran, all of the Federal Bureau of Investigation, Department of Justice.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2329–2344, 2 private bills, H.R. 2345–2346; and 1 resolution, H. Con. Res. 101, were introduced.

Page 25085

Reports Filed: Reports were filed as follows:

H.R. 1872, to amend the Public Health Service Act to revise and extend programs established pursuant to the Ryan White Comprehensive AIDS Resources Emergency Act of 1990, amended (H. Rept. 104–245);

H.R. 2274, to amend title 23, United States Code, to designate the National Highway System, amended (H. Rept. 104–246); and

Conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–247).

Page 25085

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today.

Page 25001

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, the Judiciary, Science, and Transportation and Infrastructure.

Page 25004

Defense Appropriations: House disagreed to the Senate amendment to H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Young of Florida, McDade, Livingston, Lewis of California, Skeen, Hobson, Bonilla, Nethercutt, Neumann, Murtha, Dicks, Wilson, Hefner, Sabo, and Obey.

Page 25005

Agreed to the Obey motion to instruct House conferees on insist on section 8075 of the House bill, limiting the allowable cost charged to the Government for individual compensation to not more than $200,000 per year.

Page 25005

Earlier, agreed to a unanimous-consent request that the House vacate the proceedings of September 13, 1995, in which the House disagreed to the Senate amendment to H.R. 2126, and agreed to the conference asked by the Senate; except that the order of the House of the same day enabling closed meetings of the conference remain in effect.

Page 25005

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996.

Page 25005

Federal Acquisition Reform: By a recorded vote of 423 ayes, Roll No. 663, the House passed H.R. 1670, to revise and streamline the acquisition laws of the Federal Government, and to reorganize the mechanisms for resolving Federal procurement disputes.

Page 25005

Agreed To:

The Spratt amendment that provides for the establishment of a demonstration project to determine the feasibility or desirability of one or more proposals for improving the personnel management policies or procedures that apply with respect to the acquisition workforce of the Department of Defense;

Page 25005

The Chambliss amendment that revises the provisions relating to protest resolution (title IV) to include new language that clarifies the standard of review in protest cases; ensures that board judges permit the use of discovery only where necessary; increases the use of special simplified procedures for the speedy resolution of protests in certain cases; provides for the selection of judges by the Secretary of Defense for the Defense Board and by the Administrator of General Services for the Civilian Board; simplifies and clarifies the transition process from the current protest resolution system to the new consolidated boards; and provides the Postal Service to maintain its own board for contract disputes; and

Page 25006

The Zeliff amendment that places a moratorium on a provision of current law that permits State and local governments to purchase goods and services directly from the General Services Administration's Federal supply schedule.

Page 25013

Rejected the Maloney amendment that sought to strike provisions lifting the current law requirement that a fee or tax must be paid to the United States Government on foreign sales of products developed under Government contract in order to recoup these development costs (rejected by a recorded vote of 164 ayes to 259 noes, Roll No. 662).

Page 25015

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill.

Page 25027

Legislative Program: The Acting Majority Leader announced the legislative program for the week of September 18. Agreed to adjourn from Thursday to Monday.

Page 25028

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 20.

Page 25031

Senate Messages: Message received from the Senate today appears on page 25006.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 25086.

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 25021, 25027. There were no quorum calls.

Adjournment: Met at 1 p.m. and adjourned at 6:24 p.m.

Committee Meetings

RECONCILIATION ISSUES

Committee on Commerce: Began consideration of Department of Commerce Abolition for transmittal to the Committee on the Budget for inclusion in the Omnibus Budget Reconciliation Act for fiscal year 1996.

Will continue September 19.

FDA'S ENFORCEMENT STANDARDS FOR MEDICAL DEVICES

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations and the Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a joint hearing on FDA's Enforcement Standards for Medical Devices. Testimony was heard from William Schultz, Deputy Commissioner, Policy, FDA, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full Committee action the following bills: H.R. 234, Boating and Aviation Operation Safety Act; 1802, Reorganization of the Federal Administrative Judiciary Act; and H.R. 2291, to extend the Administrative Conference of the United States.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following: H.R. 1649, Patent and Trademark Office Corporation Act of 1995; H.R. 1756, Department of Commerce Dismantling Act; and the Patent and Trademark Corporation Act of 1995. Testimony was heard from Bruce A. Lehman, Assistant Secretary and Commissioner of Patents and Trademarks, Patent and Trademark Office, Department of Commerce; and public witnesses.

SERIAL KILLERS AND CHILD ABDUCTIONS

Committee on the Judiciary: Subcommittee on Crime held a hearing on Serial Killers and Child Abductions. Testimony was heard from the following officials of the FBI, Department of Justice: Robin L. Montgomery, Special Agent in Charge, Critical Incident Response Group; William Hagmaier, Supervisory Special Agent and Unit Chief, Child Abduction and Serial Killer Unit; and Kenneth V. Lanning, Supervisory Special Agent, Behavioral Science Unit; and public witnesses.

DEPARTMENT OF COMMERCE DISMANTLING ACT

Committee on Science: Ordered reported amended H.R. 1756, Department of Commerce Dismantling Act.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

DEPARTMENT OF COMMERCE DISMANTLING ACT; WATER SURVEY AND PROJECT RESOLUTIONS

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 1756, Department of Commerce Dismantling Act.

The Committee also approved the following: 14 water resources survey resolutions; and 1 section 201 water project resolution.

RAIL SAFETY USER FEES

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on the proposed renewal and expansion of Rail Safety User Fees. Testimony was heard from Don Itzkoff, Deputy Administrator, Federal Railroad Administration, Department of Transportation; and public witnesses.

Joint Meetings

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees met to continue to resolve the differences between the Senate- and House-passed versions of H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996, but did not complete action thereon, and will meet again on Tuesday, September 19.

APPROPRIATIONS—MILITARY CONSTRUCTION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996.

Friday, September 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 25209–25259

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1244–1249, and S. Res. 172.

Page 25239

Measures Reported: Reports were made as follows:

S. 1244, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, and for other purposes. (S. Rept. No. 104–144)

Page 25239

Measures Passed:

Severance Pay: Senate agreed to S. Res. 172, providing for severance pay.

Page 25256

Family Self-Sufficiency Act: Senate continued consideration of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 25209

Adopted:

(1) Bingaman Modified Amendment No. 2483 (to Amendment No. 2280), to require the development of a strategic plan for a State family assistance program.

Page 25209

(2) Wellstone Modified Amendment No. 2503 (to Amendment No. 2280), to prevent an increase in the number of hungry children in states that elect to participate in a food assistance block grant program.

Page 25214

(3) Kennedy Modified Amendment No. 2564 (to Amendment No. 2280), to grant the Attorney General flexibility in certain public assistance determinations for immigrants.

Page 25218

(4) Bryan Amendment No. 2552 (to Amendment No. 2280), to provide that a recipient of welfare benefits under a means-tested program for which Federal funds are appropriated is not unjustly enriched as a result of defrauding another means-tested welfare or public assistance program.

Page 25235

(5) Graham Amendment No. 2567 (to Amendment No. 2280), to provide that the Secretary, in ranking States with respect to the success of their work programs, shall take into account the average number of minor children in families in the State that have incomes below the poverty line and the amount of funding provided each State for such families.

Page 25235

(6) Bond Amendment No. 2499 (to Amendment No. 2280), to establish that States shall not be prohibited by the Federal Government from sanctioning welfare recipients who test positive for use of controlled substances.

Page 25235

(7) Grams Modified Amendment No. 2580 (to Amendment No. 2280), to limit vocational education activities counted as work.

Page 25235

(8) McCain Amendment No. 2544 (to Amendment No. 2280), to permit States to enter into a corrective action plan prior to the deduction of penalties from the block grant.

Page 25235

(9) Dole (for Abraham) Amendment No. 2684 (to Amendment No. 2280), to increase grants to reward States that reduce out-of-wedlock births.

Page 25235

Rejected:

(1) By 41 yeas to 58 nays (Vote No. 429), Bingaman Modified Amendment No. 2484 (to Amendment No. 2280), to provide funding for State programs for the treatment of drug addiction and alcoholism.

Pages 25210, 25215

(2) By 37 yeas to 63 nays (Vote No. 430), Simon Modified Amendment No. 2468 (to Amendment No. 2280), to provide grants for the establishment of community works progress programs.

Pages 25211, 25216

(3) By 49 yeas to 51 nays (Vote No. 431), Wellstone Amendment No. 2505 (to Amendment No. 2280), to express the sense of the Senate regarding continuing medicaid coverage for individuals who lose eligibility for welfare benefits because of more earnings or hours of employment.

Page 25214

(4) By 47 yeas to 53 nays (Vote No. 432), Kohl Amendment No. 2550 (to Amendment No. 2280), to exempt the elderly, disabled, and children from an optional State food assistance block grant.

Page 25217

(5) By 35 yeas to 64 nays (Vote No. 433), Simon Amendment No. 2509 (to Amendment No. 2280), to eliminate retroactive deeming requirements for those legal immigrants already in the United States.

Page 25221

(6) By 23 yeas to 76 nays (Vote No. 434), Graham Amendment No. 2568 (to Amendment No. 2280), to set national work participation rate goals and to provide that the Secretary shall adjust the goals for individual States based on the amount of Federal funding the State receives for minor children in families in the State that have incomes below the poverty line.

Pages 25221, 25229

(7) Gramm Modified Amendment No. 2617 (to Amendment No. 2280), to prohibit the use of Federal funds for legal challenges to welfare reform. (By 51 yeas to 47 nays (Vote No. 435), Senate tabled the amendment.)

Pages 25218, 25224

(8) By 44 yeas to 48 nays (Vote No. 437), Daschle/Kennedy Amendment No. 2682, to permit States to provide non-cash assistance to children ineligible for aid because of the 5-year time limitation.

Page 25228

Pending:

Dole Modified Amendment No. 2280, of a perfecting nature.

Page 25209

Gramm Modified Amendment No. 2615 (to Amendment No. 2280), to reduce the Federal welfare bureaucracy. (By 49 yeas to 49 nays (Vote No. 436), Senate earlier failed to table the amendment.)

Page 25224

Dole/Daschle Amendment No. 2683 (to Amendment No. 2280), to make certain modifications.

Page 25229

During consideration of this measure today, Senate also took the following action:

By 50 yeas to 44 nays (Vote No. 437), Senate agreed to a motion to strike Bradley Amendment No. 2496 (to Amendment No. 2280), to modify the provisions regarding the State plan requirements, previously agreed to on Thursday, September 14, 1995.

Page 25226

Stevens/Murkowski Amendment No. 2585 (to Amendment No. 2280), to provide that Indian tribes in Alaska that opt to operate a program under a tribal family assistance plan operate such plan in accordance with requirements applicable to Alaska's program, as previously agreed to, was modified.

Page 25235

Levin Modified Amendment No. 2486 (to Amendment No. 2280), to require recipients of assistance under a State program funded under part A to title IV of the Social Security Act to participate in State mandated community service activities if they are not engaged in work after 6 months of receiving benefits, as previously agreed to, was further modified.

Page 25235

A unanimous-consent time-agreement was reached providing for further consideration of the bill and amendments pending thereto, on Tuesday, September 19, 1995, with votes to occur thereon.

Page 25235

Agriculture Appropriations, 1996—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and related agencies programs for the fiscal year ending September 30, 1996, on Monday, September 18, 1995.

Page 25230

Workforce Development Act—Agreement: A unanimous-consent time-agreement was reached providing for consideration of S. 143, to consolidate Federal employment training programs and create a new process and structure for funding the programs, and certain amendments to be proposed thereto.

Page 25233

Appointments:

Advisory Committee on Student Financial Assistance: The Chair, on behalf of the President pro tempore, pursuant to Public Law 99–498, appointed Dr. Robert Kelly, of Kansas, to the Advisory Committee on Student Financial Assistance for a three-year term effective October 1, 1995.

Page 25209

Communications: **Page 25239**

Statements on Introduced Bills: **Page 25239**

Additional Cosponsors: **Page 25250**

Amendments Submitted: **Page 25250**

Authority for Committees: **Page 25254**

Notices of Hearings: **Page 25254**

Additional Statements: **Page 25254**

Record Votes: Ten record votes were taken today. (Total–438)

Pages 25216, 25218, 25221, 25222, 25224, 25226, 25228

Recess: Senate convened at 9:15 a.m., and recessed at 3:31 p.m., until 9:45 a.m., on Monday, September 18, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 25259.)

Committee Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1996.

NATIONAL PARK SERVICE REFORM

Committee on Energy and Natural Resources: Committee held hearings on S. 309, S. 907, S. 964, and S. 1144, bills to reform and enhance the management of the National Park Service, receiving testimony from Senator Bennett; Roger G. Kennedy, Director, National Park Service, Department of the Interior; Mark A. Reimers, Deputy Chief for Programs and Legislation, Forest Service, Department of Agriculture; William J. Chandler, National Parks and Conservation Association, James D. Santini, Travel and Tourism Government Affairs Council, and Thom Hall, National Tour Association, all of Washington, D.C.; Joseph K. Fassler, Restaura, Inc., Phoenix, Arizona, on behalf of Glacier Park, Inc., and the National Park Hospitality Association; Curtis E. Cornelssen, Landauer Associates, Boston, Massachusetts; George W. Smith, Bank of America, Las Vegas, Nevada; David Brown, America Outdoors, Knoxville, Tennessee; Deanne Adams, Association of National Park Rangers, Seattle, Washington; Harry Mosgrove, Copper Mountain Ski Resort, Colorado, on behalf of the National Ski Areas Association; and Timothy H. Beck, Sno Engineering, Inc., Littleton, New Hampshire.

Hearings were recessed subject to call.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information continued hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Larry T. Cooper, Supervisory Deputy, Arthur D. Roderick, Supervisory Inspector, David A. Hunt, Senior Deputy, Joseph B. Thomas, Deputy, and Francis Norris, Inspector, all of the United States Marshals Service, Department of Justice; and Maurice O. Ellsworth, former United States Attorney for the District of Idaho.

Hearings continue on Tuesday, September 19.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 10:30 a.m. on Monday, September 18.

Committee Meetings

No Committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Monday, September 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 25260–25333

Measures Introduced: Nine bills were introduced, as follows: S. 1250–1258.

Page 25313

Measures Reported: Reports were made as follows:

Reported on Friday, September 15, 1995, during the recess of the Senate.

H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1996, with amendments. (S. Rept. No. 104–145)

Page 25312

Reported today:

S. 977, to correct certain references in the Bankruptcy Code.

S. 1111, to amend title 35, United States Code, with respect to patents on biotechnological processes.

S.J. Res. 20, granting the consent of Congress to the compact to provide for joint natural resource management and enforcement of laws and regulations pertaining to natural resources and boating at the Jennings Randolph Lake Project lying in Garrett County, Maryland and Mineral County, West Virginia, entered into between the States of West Virginia and Maryland.

Page 25312

Agriculture Appropriations, 1996: Senate began consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and related agencies programs for the fiscal year ending September 30, 1996, with committee amendments, taking action on amendments proposed thereto, as follows:

Pages 25263, 25289, 25294

Adopted:

(1) Reid Amendment No. 2685, to prohibit the use of funds for salaries and expenses of the Board of Tea Experts.

Page 25278

(2) Brown Amendment No. 2687 (to committee amendment beginning on page 83, line 4, through page 82, line 2), to eliminate the Board of Tea Experts.

Page 25280

(3) Brown Modified Amendment No. 2689 (to committee amendment beginning on page 83, line 4, through page 84, line 2), to prohibit the use of funds to pay salaries and expenses of Department of Agriculture employees to grade or inspect tobacco or to administer price support functions for tobacco.

Page 25286

(4) Brown Amendment No. 2690, to limit the use of funds by the Department of Agriculture to activities that do not interfere with the primacy of state water law.

Page 25295

(5) Daschle (for Kerrey/Kohl) Amendment No. 2686 (to committee amendment beginning on page 83, line 4, through page 84, line 2), to eliminate provisions providing cotton crop loss disaster payments, and to increase funding for the Rural Community Advancement Program, the Rural Development Loan Fund, and for Rural Technology and Cooperative Development Grants. (By 37

yeas to 53 nays (Vote No. 439), Senate earlier failed to table the amendment.) **Pages 25280, 25289, 25298**

Pending:

Brown Modified Amendment No. 2688 (to committee amendment beginning on page 83, line 4, through page 84, line 2), to prohibit the use of funds for salaries and expenses of Department of Agriculture employees who carry out a price support or production adjustment program for peanuts. **Page 25282**

Bryan/Bumpers Amendment 2691, to eliminate funding to carry out the market promotion program. **Page 25303**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto. **Page 25332**

Senate will continue consideration of the bill on Tuesday, September 19, 1995.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the national emergency with respect to Angola; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–80). **Page 25309**

Transmitting the report on the national emergency with respect to Iran; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–81). **Page 25309**

Transmitting the notice of the continuation of the emergency with respect to UNITA; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–82). **Page 25312**

Nominations Confirmed: Senate confirmed the following nominations:

Paul M. Homan, of the District of Columbia, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior. **Page 25332**

Nominations Received: Senate received the following nominations:

Jane Bobbitt, of West Virginia, to be an Assistant Secretary of Commerce, vice Loretta L. Dunn, resigned.

Donna Dearman Smith, of Alabama, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring March 3, 1998, vice Howard W. Cannon, term expired.

Hazel Rollins O'Leary, of Minnesota, to be the Representative of the United States of America to the Thirty-ninth Session of the General Conference of the International Atomic Energy Agency.

Shirley Ann Jackson, of New Jersey, to be the Alternate Representative of the United States of America to the Thirty-ninth Session of the General Conference of the International Atomic Energy Agency.

Nelson F. Sievering, Jr., of Maryland, to be the Alternate Representative of the United States of America to the Thirty-ninth Session of the General Conference of the International Atomic Energy Agency.

John B. Ritch III, of the District of Columbia, to be the Alternate Representative of the United States of America to the Thirty-ninth Session of the General Conference of the International Atomic Energy Agency. **Page 25332**

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Howard W. Cannon, of Nevada, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation, which was sent to the Senate on January 5, 1995. **Page 25333**

Messages From the President: **Page 25309**

Messages From the House: **Page 25312**

Measures Referred: **Page 25312**

Measures Read First Time: **Page 25332**

Communications: **Page 25312**

Statements on Introduced Bills: **Page 25313**

Additional Cosponsors: **Page 25328**

Amendments Submitted: **Page 25329**

Authority for Committees: **Page 25329**

Additional Statements: **Page 25329**

Record Votes: One record vote was taken today. (Total–439) **Page 25302**

Recess: Senate convened at 9:45 a.m., and recessed at 8 p.m., until 9 a.m., on Tuesday, September 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 25332.)

Committee Meetings

BUDGET RECONCILIATION

Committee on Armed Services: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the Congressional Budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make to the Committee on the Budget thereon.

House of Representatives

Chamber Action

Bills Introduced: Four public bills, H.R. 2347–2350 were introduced.

Page 25436

Reports Filed: Reports were filed as follows:

H.R. 743, to amend the National Labor Relations Act to allow labor management cooperative efforts that improve economic competitiveness in the United States to continue to thrive, amended (H. Rept. 104–248); and

H. Res. 222, providing for the consideration of H.R. 1617, to consolidate and reform workforce development and literacy programs (H. Rept. 104–249).

Pages 25419, 25436

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Miller of Florida to act as Speaker pro tempore for today.

Page 25334

Recesses: House recessed at 10:42 a.m. and reconvened at noon; and recessed at 1 p.m. and reconvened at 3 p.m.

Pages 25335, 25350

Suspensions: House voted to suspend the rules and pass the following measures:

Extension of District Court demonstration projects: S. 464, to make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts—clearing the measure for the President;

Page 25336

Clarifying rules governing venue: S. 532, to clarify the rules governing venue—clearing the measure for the President;

Page 25337

Encouraging the peace process in Sri Lanka: H. Res. 181, encouraging the peace process in Sri Lanka;

Page 25338

Congratulating the People of Mongolia: H. Res. 158, amended, congratulating the people of Mongolia on the 5th anniversary of the first democratic multiparty elections held in Mongolia on July 29, 1990;

Page 25339

Supporting dispute resolution in Cyprus: H. Con. Res. 42, amended, supporting a resolution to the longstanding dispute regarding Cyprus; and

Page 25340

Enforce nuclear agreement with North Korea: H.J. Res. 83, amended, relating to the United States-North Korea Agreed Framework and the obligations of North Korea under that and previous agreements with respect to the denuclearization of the Korean Peninsula and dialogue with the Republic of Korea.

Page 25346

Ryan White Care Act amendments: House voted to suspend the rules and pass H.R. 1872, to amend the Public Health Service Act to revise and extend programs established pursuant to the Ryan White Comprehensive AIDS Resources Emergency Act of 1990. Subsequently, S. 641, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. H.R. 1872 was laid on the table.

Page 25350

Alaska Native Claims Settlement Act: House completed all debate on a motion to suspend the rules and agree to the Senate amendment to H.R. 402, to amend the Alaska Native Claims Settlement Act; on which the vote was postponed until Tuesday, September 19.

Page 25368

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following measures on which votes were postponed until Thursday, September 19:

Page 25336

Shenandoah Valley National Battlefields Partnership Act: H.R. 1091, amended, to improve the National Park System in the Commonwealth of Virginia;

Page 25376

National Park System Reform Act: H.R. 260, amended, to provide for the development of a plan and a management review of the National Park System and to reform the process by which areas are considered for addition to the National Park System;

Page 25385

Providing for the administration of certain Presidio properties: H.R. 1296, amended, to provide for the administration of certain Presidio properties at minimal cost to the Federal taxpayers; and

Page 25400

Texas Low-Level Radioactive Waste Disposal Compact Consent Act: H.R. 558, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

Page 25407

Committees To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, September 19: Committees on Banking and Financial Services, Commerce, Government Reform and Oversight, International Relations, the Judiciary, and Resources.

Page 25419

Fisheries Conservation and Management Act: House completed all general debate on H.R. 39, to amend the Magnuson Fishery Conservation and Management Act to improve fisheries management; but came to no resolution thereon. Consideration will resume at a later date.

Pages 25315, 25419

Presidential Messages: Read the following messages from the President:

National Emergencies Act: Message wherein he transmits the continuance of the declaration of a national emergency with respect to UNITA referred to the Committee on International Relations (H. Rept. 104–116);

Page 25425

National Emergency—Iran: Message wherein he reports on developments concerning the national emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 104–117); and

Page 25425

National Emergency—Angola: Message wherein he reports on developments concerning the national emergency with respect to Angola—referred to the Committee on International Relations and ordered printed (H. Doc. 104–118).

Page 25427

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 25436.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10:30 a.m. and adjourned at 7:40 p.m.

Committee Meetings

CONSOLIDATED AND REFORMED EDUCATION, EMPLOYMENT, AND REHABILITATION SYSTEMS ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1617, Consolidated and Reformed Education, Employment, and Rehabilitation Systems Act.

The rule makes in order an amendment in the nature of a substitute as an original bill for amendment purposes consisting of the text of H.R. 2332. The substitute shall be considered by title rather than by section, and the first six sections and each title shall be considered as read. The rule waives section 302(f) (prohibiting consideration of legislation providing new entitlement authority in excess of a committee's allocation) and section 401(b) (prohibiting consideration of legislation providing new entitlement authority which becomes effective during the fiscal year which ends in the calendar year in which the bill is reported) of the Congressional Budget Act and clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill) against the committee amendment in the nature of a substitute.

The rule provides for the consideration of the manager's amendment printed in the Rules Committee report, which is considered as read, not subject to amendment or to a division of the question, and is debatable for 10 minutes equally divided between the proponent and an opponent. If adopted, the amendment is considered as part of the base text for further amendment purposes.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Goodling and Representative McKeon.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from George Craig, CEO, HarperCollins Publishers, Inc.

BUDGET RECONCILIATION RECOMMENDATIONS: REVENUE ITEMS

Committee on Ways and Means: Began markup of Budget Reconciliation recommendations: revenue items.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, September 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 25562–25700

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 1259–1261, and S. Res. 173 and 174.

Page 25658

Measures Passed:

Family Self-Sufficiency Act: By 87 yeas to 12 nays (Vote No. 443), Senate passed H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, after taking action of further amendments proposed thereto, as follows:

Page 25584

Adopted:

(1) Dole Modified Amendment No. 2280, of a perfecting nature, as amended.

Page 25586

(2) By 50 yeas to 49 nays (Vote No. 441), Gramm Modified Amendment No. 2615 (to Amendment No. 2280), to reduce the Federal welfare bureaucracy.

Page 25585

(3) By 87 yeas to 12 nays (Vote No. 442), Dole/Daschle Modified Amendment No. 2683 (to Amendment No. 2280), to make certain modifications.

Pages 25585, 25591

(4) Domenici (for Dole) Amendment No. 2692 (to Amendment No. 2280), to make technical corrections.

Page 25584

During consideration of this measure today, Senate also took the following action:

By unanimous-consent agreement, all remaining pending amendments were withdrawn.

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.

Page 25618

Political/Religious Prisoners: Senate agreed to S. Res. 174, expressing the sense of the Senate that the Secretary of State should aggressively pursue the release of political and religious prisoners in Vietnam.

Page 25690

Israeli-Palestinian Declaration of Principles: Committee on Foreign Relations was discharged from further consideration of S. Res. 171, expressing the sense of the Senate with respect to the second anniversary of the signing of the Israeli-Palestinian Declaration of Principles, and the resolution then agreed to.

Page 25690

Agriculture Appropriations, 1996: Senate continued consideration of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and related agencies programs for the fiscal year ending September 30, 1996, taking action on amendments proposed thereto, as follows:

Pages 25565, 25619, 25629

Adopted:

(1) Committee amendment beginning on page 83, line 4, through page 84, line 2. (By 38 yeas to 61 nays (Vote No. 444), Senate earlier failed to table the amendment.)

Pages 25569, 25620, 25625

(2) Brown Modified Amendment No. 2688 (to committee amendment beginning on page 83, line 4, through page 84, line 2), to prohibit the use of funds for salaries and expenses of Department of Agriculture employees who carry out a price support or production adjustment program for peanuts.

Page 25621

(3) Bumpers (for Bingaman) Amendment No. 2693, to reduce the energy costs of Federal facilities for which funds are made available under this Act.

Page 25621

(4) McCain Amendment No. 2694, to provide funds for American Indian postsecondary education at tribally controlled community colleges in the United States.

Page 25632

(5) Kerry Amendment No. 2695, to eliminate subsidies for the export of minks. (By 18 yeas to 78 nays (Vote No. 445), Senate earlier failed to table the amendment.)

Page 25632

(6) Stevens Amendment No. 2696, to eliminate funding for the salary of the Under Secretary for Natural Resources and the Environment. (By 42 yeas to 51 nays (Vote No. 446), Senate earlier failed to table the amendment.)

Page 25636

(7) Cochran (for Dorgan/Conrad) Amendment No. 2700, to express the sense of the Senate on United States-Canadian cooperation for relief of flooding in Devils Lake Basin, North Dakota.

Page 25653

(8) Cochran (for Dole) Amendment No. 2701, to fund the Grain Marketing Research Laboratory in Manhattan, Kansas.

Page 25654

(9) Cochran (for Abraham) Amendment No. 2702, to limit certain unnecessary advisory committees.

Page 25654

(10) Cochran (for Gorton/Murray) Amendment No. 2703, to delay final regulations governing the export of State and Federal logs in the Western United States.

Page 25654

(11) Cochran (for Bennett) Amendment No. 2704, to increase funding for the Colorado River Basin Salinity Control Program.

Page 25655

(12) Cochran (for Feingold) Amendment No. 2705, to clarify that tourist and other recreational businesses located in rural communities are eligible for loans under the Rural Business and Cooperative Development Service's Business and Industry Loan Guarantee Program.

Page 25655

(13) Cochran (for Leahy) Amendment No. 2706, to increase funds for special grants for agriculture research.

Page 25655

Rejected:

Bryan/Bumpers Amendment 2691, to eliminate funding to carry out the market promotion program. (By 59 yeas to 41 nays (Vote No. 440), Senate tabled the amendment.)

Page 25565

Pending:

Feingold/McCain Amendment No. 2697, to prohibit the use of appropriated funds for the special research grants program that are not subject to a competitive approval process.

Page 25647

Conrad Amendment No. 2698, to provide that producers of a 1995 crop are not required to repay advance deficiency payments made for the crop if the producers have suffered a loss due to weather or related condition.

Page 25649

Bumpers Amendment No 2699, to reduce funding to carry out the market promotion program and to target assistance to small companies.

Page 25651

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Wednesday, September 20, 1995.

Page 25646

Nominations Received: Senate received the following nominations:

Glenn Dale Cunningham, of New Jersey, to be United States Marshal for the District of New Jersey for the term of four years.

Charles A. Hunnicutt, of Georgia, to be an Assistant Secretary of Transportation.

James Charles Riley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2000.

4 Air Force nominations in the rank of general.

3 Army nominations in the rank of general.

A routine list in the Army, Navy, and Coast Guard. **Page 25692**

Messages From the House: **Page 25657**

Measures Referred: **Page 25657**

Communications: **Page 25658**

Petitions: **Page 25658**

Executive Reports of Committees: **Page 25658**

Statements on Introduced Bills: **Page 25658**

Additional Cosponsors: **Page 25683**

Amendments Submitted: **Page 25684**

Authority for Committees: **Page 25686**

Additional Statements: **Page 25687**

Record Votes: Seven record votes were taken today. (Total—446) **Pages 25569, 25586, 25617, 25621, 25636, 25646**

Recess: Senate convened at 9 a.m., and recessed at 10:10 p.m., until 9:15 a.m., on Wednesday, September 20, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 25652.)

Committee Meetings

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of Greta Joy Dicus, of Arkansas, to be a Member of the Nuclear Regulatory Commission.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Frank Costanza, Pilot, Hostage Response Team, and Eugene F. Glenn, former Special Agent in Charge (Salt Lake City, Utah), both of the Federal Bureau of Investigation, and Duke Smith, Deputy U.S. Marshal, United States Marshal Service, all of the Department of Justice.

Hearings continue tomorrow.

TAX ISSUES IMPACTING SMALL BUSINESS

Committee on Small Business: Committee held hearings to examine certain tax issues affecting small business, focusing on capital gains tax reform, estate tax relief, pension simplification, classification of independent contractors, increasing the expensing provision, and the deductibility of health insurance, and related provisions of S. 1086, American Family-Owned Business Act, and S. 959, Capital Formation Act, receiving testimony from Senators Hatch and Lieberman; Tom Wiggans, Connective Therapeutics, Palo Alto, California, on behalf of the Biotechnology Industry Organization; James L. Mann, SunGard Data Systems Incorporated, Wayne, Pennsylvania, on behalf of the American Business Conference; Ann Parker Maust, Parker-Maust Corporation, Arcadia, Florida, on behalf of the National Federation of Independent Business; Michael O. Roush, National Federation of Independent Business, Washington, D.C.; Phyllis Gardner, Max, Nebraska, on behalf of the National Cattlemen's Association; and Charles E. Kruse, Missouri Farm Bureau, Jefferson City.

Hearings continue tomorrow.

INTELLIGENCE

Committee on Intelligence: Committee met in closed session to consider certain intelligence matters.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2351–2366, were introduced. **Page 25558**

Reports Filed: Reports were filed as follows:

H.R. 2288, to amend part D of title IV of the Social Security Act to extend for 2 years the deadline by which States are required to have in effect an automated data processing and information retrieval system for use in the administration of State plans for child and spousal support (H. Rept. 104–250);

H. Res. 223, waiving points of order against the conference report on H.R. 1817, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–251);

H. Res. 224, providing for the consideration of H.R. 2274, to designate the National Highway System (H. Rept. 104–252); and

H. Res. 225, providing for the consideration of H.R. 927, Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1995 (H. Res. 253).

Pages 25533, 25558

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Deal of Georgia to act as Speaker pro tempore for today.

Page 25447

Recess: House recessed at 9:43 a.m. and reconvened at 10 a.m.

Page 25452

Alaska Native Claims Settlement Act: By a yea-and-nay vote of 392 yeas to 10 nays, Roll No. 665, the House voted to suspend the rules and agree to the Senate amendment to H.R. 402, to amend the Alaska Native Claims Settlement Act—clearing the measure for the President.

Page 25460

Suspensions: House voted to suspend the rules and pass the following measures debated on Monday, September 18:

Shenandoah Valley National Battlefields: H.R. 1091, amended, to improve the National Park System in the Commonwealth of Virginia (passed by a yea-and-nay vote of 377 yeas to 31 nays, Roll No. 666); and

Page 25461

Administration of certain Presidio properties: H.R. 1296, amended, to provide for the administration of certain Presidio properties at minimal cost to the Federal taxpayers (passed by a yea-and-nay vote of 317 yeas to 101 nays, Roll No. 668).

Page 25463

Suspensions Failed: House failed to suspend the rules and pass the following measures debated on Monday, September 18:

National Park System reform: H.R. 260, amended, to provide for the development of a plan and a management review of the National Park System and to reform the process by which areas are considered for addition to the National Park System (failed by a yea-and-nay vote of 180 yeas to 231 nays, Roll No. 667); and

Page 25462

Texas low-level radioactive waste disposal: H.R. 558, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact (failed to pass by a yea-and-nay vote of 176 yeas to 243 nays, Roll No. 669).

Page 25463

Workforce Development and Literacy Reform: By a recorded vote of 345 ayes to 79 noes, Roll No. 671, the House passed H.R. 1617, to consolidate and reform workplace development and literacy programs.

Page 25464

Agreed To:

The Goodling amendments en bloc that change the Connie Lee privatization provisions; extend Sallie Mae phase-out by 2 years; add State entities to the list of people that are part of the collaborative process to ensure that State Boards of Education can participate in the collaborative process; add language to the youth block grant title to ensure that Federal funds are used to supplement, not supplant, State and local funds; and permit States to change the financial distribution of funds within the State for vocational rehabilitation services;

Page 25476

The Goodling technical amendment;

Page 25480

The Mink amendment as amended by the Goodling amendment that requires States to include in their workforce development and literacy plan a description of how the State will serve single parents, displaced homemakers, and single pregnant women and programs that promote the elimination of sex bias, and provides that nothing should be construed to mandate an amount to be set aside for those purposes;

Page 25499

The Sawyer amendment that provides that whoever under State law is authorized to control the funds for a particular program is authorized to develop procedures to resolve disputes over the content of the local plan;

Page 25503

The Traficant amendment that expresses the sense of Congress that equipment and products purchased with authorized bonds should be American-made;

Page 25505

The Gene Green of Texas amendment that strikes the vocational rehabilitation provisions (title V) (agreed to by a recorded vote of 231 ayes to 192 noes); and

Page 25517

The committee amendment in the nature of a substitute made in order by the rule (agreed to by a division vote of 66 ayes to 43 noes).

Page 25532

Rejected:

The Kildee amendment that sought to strike language permitting Governors to transfer funds between the youth and adult block grants;

Page 25490

The Kildee amendment that sought to prohibit CAREERS grants to any State that does not maintain State vocational education at the previous year's level; and

Page 95498

The Woolsey amendment that sought to increase authorizations for youth job training grants to $3 billion, adult job training grants to $3.225 billion; and adult education and family literacy grants to $597 million.

Page 25504

The following amendments were offered but subsequently withdrawn:

The Williams amendment that sought to provide that in the development of the State plan, the State agency responsible under the State constitution for education policy would assume the lead role in developing that portion of the plan;

Page 25493

The Owens amendment that sought to impose financial penalties for misexpenditures of funds; and

Page 25494

The Klink amendment that sought to express the sense of Congress that the Federal Government should transfer all of the functions of the workforce preparation and development programs to the States and local communities and that Federal tax rates should be reduced by the amount saved by relinquishing such Federal responsibilities.

Page 25531

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill.

Page 25533

H. Res. 222, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 388 yeas to 2 nays, Roll No. 664.

Page 25455

Bill Re-referred: The bill H.R. 2202, the Immigration in the National Interest Act of 1995, was re-referred to the Committee on the Judiciary, and in addition to the Committees on Agriculture, Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, National Security, and Ways and Means.

Page 25533

Late Report: Committee on the Judiciary received permission to have until midnight tonight to file a report on H.R. 2277, to abolish the Legal Services Corporation and provide the States with money to fund qualified legal services.

Page 25533

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 25559.

Quorum Calls—Votes: Six yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 25459, 25460, 25461, 25462, 25463, 25526 and 25532. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 9:19 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia began markup of appropriations for fiscal year 1996.

BUDGET RECONCILIATION

Committee on Banking and Financial Services: Approved Budget Reconciliation recommendations.

RECONCILIATION ISSUES

Committee on Commerce: Ordered transmitted to the Committee on the Budget for inclusion in Omnibus Budget Reconciliation as amended the Department of Commerce Abolition.

DEPARTMENT OF COMMERCE DISMANTLING ACT; DEBT COLLECTION IMPROVEMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology approved for full Committee action amended the following bills: Title I of H.R. 1756, Department of Commerce Dismantling Act; and H.R. 2234, Debt Collection Improvement Act of 1995.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported the following bills: H.R. 2070, to provide for the distribution within the United States of the U.S. Information Agency film entitled "Fragile Ring of Life"; and H.R. 2348, to authorize the transfer of naval vessels to certain foreign countries.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Began markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue tomorrow.

BUDGET RECONCILIATION

Committee on Resources: Began markup of Budget Reconciliation recommendations.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 1129, to amend the National Trails Systems Act to designate the route from Selma to Montgomery as a National Historic Trail; and H.R. 924, to prohibit the Secretary of Agriculture from transferring any National Forest System lands in the Angeles National Forest in California out of Federal ownership for use as a solid waste landfill. Testimony was heard from Senator Boxer; Representatives McKeon, Moorhead, Beilenson, Lewis of Georgia, and Hilliard; Gray Reynolds, Deputy Chief, Forest Service, USDA; Katherine H. Stevenson, Associate Director, Cultural Resources, Stewardship and Partnerships, National Park Service, Department of the Interior; and public witnesses.

NATIONAL HIGHWAY SYSTEM DESIGNATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2274, National Highway System Designation Act of 1995. The rule waives section 302(f) (prohibiting consideration of legislation providing new budget authority in excess of a committee's allocation) of the Congressional Budget Act of 1974 against consideration of the bill. The rule makes in order an amendment in the nature of a substitute as an original bill for purpose of amendment consisting of the text of H.R. 2349. The substitute shall be considered by title rather than by section, and the first two sections and each title shall be considered as read. The rule waives section 302(f) of the Congressional Budget Act, clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill), and clause 1(q)(10) of rule X (prohibiting inclusion in a general roads bill of provisions addressing specific roads) against the amendment in the nature of a substitute.

The rule provides for the consideration of the manager's amendment printed in the Rules Committee report, which is considered as read, not subject to amendment or to a division of the question, and is debatable for 10 minutes equally divided between the proponent and an opponent. All points of order against the amendment are waived. If adopted, the amendment is considered as part of the base text for further amendment purposes.

The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Shuster and Representatives Petri and Rahall.

CONFERENCE REPORT—MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted, by a voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1995, and against its consideration. Testimony was heard from Chairman Livingston and Representatives Vucanovich, Obey, and Hefner.

CUBAN LIBERTY AND DEMOCRATIC SOLIDARITY ACT

Committee on Rules: Granted, by voice vote, a modified closed rule providing 2 hours and 30 minutes of debate on H.R. 927, Cuban Liberty and Democratic Solidarity Act of 1995. The rule waives clause 2(l)(2)(B) of Rule XI (requiring the publication of roll call votes in committee reports) against consideration of the bill.

The rule makes in order as an original bill for the purpose of amendment under the five minute rule as an amendment in the nature of a substitute the text of H.R. 2347. The rule waives clause 7 of rule XVI (prohibiting consideration of nongermane amendments) against consideration of that amendment in the nature of a substitute.

The rule provides that prior to the consideration of any other amendment, it shall be in order to consider a further amendment in the nature of a substitute if offered by Representative Hamilton of Indiana or his designee; debatable for 1 hour, equally divided between a proponent and an opponent; and provides that the amendment be considered as read and shall not be subject to amendment.

The rule makes in order only those amendments printed in part 1 of the Rules Committee report, in the order specified; by Members designated in the report; debatable for the time specified in the report, equally divided between a proponent and an opponent; and provides that the amendment be considered as read.

The rule permits the Chairman of the Committee of the Whole to postpone and cluster votes on amendments. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Gilman and Representatives Burton of Indiana, Ros-Lehtinen, Hamilton, Torricelli, Menendez, Skaggs, and Deutsch.

BUDGET RECONCILIATION RECOMMENDATIONS: REVENUE ITEMS

Committee on Ways and Means: Continued markup of Budget Reconciliation recommendations: revenue items.

Will continue tomorrow.

Joint Meetings

GOVERNMENT OPERATIONS DURING A FUNDING HIATUS

Joint Hearing: Senate Committee on the Budget concluded joint hearings with the House Committee on the Budget to examine Government operations in the event of a lack of appropriations and how the Federal Government may increase the statutory limit on the public debt, after receiving testimony from Alice M. Rivlin, Director, Office of Management and Budget; and Walter Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice.

VETERANS PROGRAMS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs on the legislative recommendations of the American Legion, after receiving testimony from Daniel Ludwig, American Legion, Washington, D.C., who was accompanied by several of his associates.

APPROPRIATIONS—INTERIOR

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

APPROPRIATIONS—DEFENSE

Conferees met in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, but did not complete action thereon, and recessed subject to call.

UNITED STATES-TURKISH RELATIONS

Commission on Security and Cooperation in Europe: Commission concluded hearings to examine issues affecting United States-Turkish relations, including human rights and the Kurdish situation, after receiving testimony from John H.F. Shattuck, Assistant Secretary for Human Rights and Humanitarian Affairs, and Marshall Adair, Deputy Assistant Secretary of State for European and Canadian Affairs, both of the Department of State; and Alan Makovsky, Washington Institute for Near East Policy, and Christopher Panico, Human Rights Watch/Helsinki, both of Washington, D.C.

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Wednesday, September 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 25710–25822

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 1262–1264, S. Res. 175, and S. Con. Res. 27.

Page 25802

Measures Passed:

Agriculture Appropriations, 1996: By 95 yeas to 3 nays (Vote No. 450), Senate passed H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and related agencies programs for the fiscal year ending September 30, 1996, after taking action on further amendments proposed thereto, as follows:

Page 25739

Adopted:

Bumpers/Bryan Modified Amendment No. 2699, to reduce funding to carry out the market promotion program and to target assistance to small companies. By 36 yeas to 62 nays (Vote No. 449), Senate earlier failed to table the amendment.

Page 25741

Rejected:

(1) Feingold/McCain Amendment No. 2697, to prohibit the use of appropriated funds for the special research grants program that is not subject to a competitive approval process. By 64 yeas to 34 nays (Vote No. 447), Senate tabled the amendment.

Page 25739

(2) By 34 yeas to 64 nays (Vote No. 448), Conrad Modified Amendment No. 2698, to provide that producers of a 1995 crop are not required to repay advance deficiency payments made for the crop if the producers have suffered a loss due to weather or related condition.

Page 25740

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Cochran, Specter, Bond, Gorton, McConnell, Burns, Hatfield, Bumpers, Harkin, Kerrey, Johnston, Kohl, and Byrd.

Page 25747

Granting Consent of Congress: Senate passed S.J. Res. 20, granting the consent of Congress to the compact to provide for joint natural resource management and enforcement of laws and regulations pertaining to natural resources and boating at the Jennings Randolph Lake Project lying in Garrett County, Maryland and Mineral County, West Virginia, entered into between the States of West Virginia and Maryland.

Page 25819

National Historically Black Colleges and Universities Week: Committee on the Judiciary was discharged from further consideration of S. Res. 147, designating the weeks beginning September 24, 1995, and September 22, 1996, as "National Historically Black Colleges and Universities Week", and the resolution was then agreed to.

Page 25821

Enrollment Correction: Senate agreed to S. Con. Res. 27, to correct enrollment of H.R. 402.

Page 25821

Foreign Operations Appropriations, 1996: Senate began consideration of H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, with committee amendments, taking action on amendments proposed thereto, as follows:

Pages 25712, 25747

Adopted:

(1) Reid Amendment No. 2711, to prohibit female genital mutilation.

Page 25756

(2) Kassebaum Amendment No. 2710, to express the sense of the Congress that the United States should strongly support the peace process in Liberia.

Pages 25755, 25761

(3) McConnell (for Specter) Amendment No. 2714 (to committee amendment on page 81, lines 16–23), to allow training of foreign police forces during and after U.S. military operations.

Page 25763

(4) McConnell Amendment No. 2715 (to committee amendment beginning on page 66, line 1 through page 68, line 24), relating to competitive financing. **Page 25763**

(5) McConnell (for Mack) Amendment No. 2716, to require a report providing a concise overview of the prospects for economic growth on a broad, equitable, and sustainable basis in the countries receiving economic assistance under title II of this Act. **Page 25763**

(6) McConnell (for Stevens) Amendment No. 2717, to provide surveying and mapping related services through contracts entered into through competitive bidding to qualified U.S. contractors. **Page 25763**

(7) McConnell (for Bingaman) Amendment No. 2718, to reduce the energy costs of Federal facilities for which funds are made available under this Act. **Page 25763**

(8) McConnell (for Mack) Amendment No. 2719, to require certification by the Secretary of State that the International Bank for Reconstruction and Development has not approved any loans to Iran. **Page 25764**

(9) McConnell (for Mack) Amendment No. 2720, to require additional reports pursuant to the United States-Hong Kong Policy Act of 1992. **Page 25764**

(10) McConnell (for Mack) Amendment No. 2721, to require a report providing a concise overview of the prospects for economic growth on a broad, equitable, and sustainable basis in the countries receiving economic assistance under title II of this Act. **Page 25764**

Subsequently, the adoption of this amendment was vitiated. **Page 25775**

(11) McConnell (for Leahy) Amendment No. 2722, to express the sense of the Congress that the Administration should expeditiously declassify documents relating to persons who allegedly "disappeared" in Honduras. **Page 25764**

Rejected:

(1) D'Amato Amendment No. 2709, to limit Economic Support Fund assistance to Turkey. (By 60 yeas to 36 nays (Vote No. 451), Senate tabled the amendment.) **Page 25748**

(2) By 39 yeas to 58 nays (Vote No. 453), Smith Amendment No. 2723 (to committee amendment on page 11, lines 8–10), to prohibit financial assistance to Vietnam unless certain conditions relating to Americans unaccounted for from the Vietnam War are met. **Page 25765**

Pending:

Helms (for Dole/Helms) Amendment No. 2707 (to committee amendment on page 2, line 25), to provide for the streamlining and consolidation of the foreign affairs agencies of the United States. **Page 25733**

Brown Amendment No. 2708 (to committee amendment beginning on page 15, line 17 through page 16, line 24), to clarify restrictions on assistance to Pakistan. (By 37 yeas to 61 nays (Vote No. 452), Senate earlier failed to table the amendment.) **Pages 25736, 25747, 25753, 25771**

Murkowski Amendment No. 2712, to set forth requirements for implementation of the Agreed Framework Between the United States and North Korea Act relating to the Korean Peninsula Energy Development Organization. **Page 25759**

A unanimous-consent agreement was reached providing for further consideration of the bill on Thursday, September 21, 1995. **Page 25821**

Nominations Received: Senate received the following nominations:

Susan Robinson King, of the District of Columbia, to be an Assistant Secretary of Labor.

James William Blagg, of Texas, to be United States Attorney for the Western District of Texas for the term of four years. **Page 25822**

Messages From the House: **Page 25802**

Measures Referred: **Page 25802**

Communications: **Page 25802**

Statements on Introduced Bills: **Page 25802**

Additional Cosponsors: **Page 25808**

Amendments Submitted: **Page 25811**

Notices of Hearings: **Page 25818**

Authority for Committees: **Page 25818**

Additional Statements: **Page 25819**

Record Votes: Seven record votes were taken today. (Total—453) **Pages 25740, 25741, 25742, 25746, 25752, 25757, 25770**

Recess: Senate convened at 9:15 a.m., and recessed at 10:51 p.m., until 9:15 a.m., on Thursday, September 21, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 25822.)

Committee Meetings

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill to reauthorize the tied aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

BUDGET RECONCILIATION

Committee on Energy and Natural Resources: Committee began its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon and will meet again tomorrow.

COPYRIGHT TERM EXTENSION

Committee on the Judiciary: Committee concluded hearings on S. 483, to amend Federal copyright provisions regarding preemption of laws concerning duration of copyrights, after receiving testimony from Marybeth Peters, Register of Copyright, United States Copyright Office, and Associate Librarian of Congress for Copyright Services; Bruce A. Lehman, Assistant Secretary of Commerce and Commissioner of Patents and Trademarks, Department of Commerce; Jack Valenti, Motion Picture Association of America, and Peter Jaszi, Washington College of Law, American University, both of Washington, D.C.; Patrick Alger, Nashville Songwriters Association, Nashville, Tennessee; and Alan Menken, North Salem, New York, on behalf of AmSong, Inc.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information continued hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Charles Mathews, III, Assistant Special Agent in Charge, and Frederick W. Lanceley, former Supervisory Special Agent, both of the Federal Bureau of Investigation, Department of Justice; James Gordon Gritz, Las Vegas, Nevada; and Tony and Jackie Brown, Allen Jeppeson, Ruth Rau, and Ed and Beverly Torrence, all of Ruby Ridge, Idaho.

Hearings continue tomorrow.

TAX ISSUES IMPACTING SMALL BUSINESS

Committee on Small Business: Committee continued hearings to examine certain tax issues affecting small business, focusing on capital gains tax reform, estate tax relief, pension simplification, classification of independent contractors, increasing the expensing provision, and the deductibility of health insurance, receiving testimony from Senator Nickles; Paul A. Hense, Grand Rapids, Michigan, on behalf of the White House Conference on Small Business Taxation and the Small Business Association of Michigan; Thomas J. Shopa, McBride, Shopa & Company, Wilmington, Delaware; Raymond Peter Kane, Pisa Brothers Travel Service, New York, New York, on behalf of the American Society of Travel Agents; and John P. Galles, National Small Business United, John S. Satagaj, Small Business Legislative Council, and Bennie L. Thayer, National Association for the Self-Employed, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported the following bills:

S. 991, to extend VA's authority to operate various programs, collect copayments associated with provision of medical benefits, and obtain reimbursement from insurance companies for care furnished, with an amendment in the nature of a substitute;

S. 992, to increase, effective as of December 1, 1995, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of such veterans, with an amendment in the nature of a substitute; and

An original bill to authorize the Department of Veterans Affairs to enter into major medical facility leases for fiscal year 1996.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

INDIAN FOREST MANAGEMENT/NOMINATION

Committee on Indian Affairs: Committee concluded oversight hearings on the implementation of the National Indian Forest Resources Management Act (Title III of P.L. 101–630), after receiving testimony from Terry Virden, Acting Director, Office of Trust Responsibilities, Bureau of Indian Affairs, Department of the Interior; John C. Gordon, Yale University, New Haven, Connecticut, on behalf of the Indian Forest Management Assessment Team for the Intertribal Timber Council; Jaime Pinkham, Intertribal Timber Council, Portland, Oregon; Gary S. Morishima, Quinault Indian Nation, Taholah, Washington; Ronnie Lupe, White Mountain Apache Tribe, Whiteriver, Arizona; Pliny McCovey, Hoopa Valley Tribe, Hoopa, California; and Lawrence Waukau, Minominee Tribal Enterprises, Keshena, Wisconsin.

INTELLIGENCE ROLES AND MISSIONS

Select Committee on Intelligence: Committee held hearings to examine United States national security interests and the role of the intelligence community in support of foreign and national policies in pursuit of these interests, receiving testimony from Lawrence H. Summer, Deputy Secretary of the Treasury; Walter B. Slocombe, Under Secretary of Defense for Policy; Charles B. Curtis, Deputy Secretary of Energy; Peter Tarnoff, Under Secretary of State for Political Affairs; and Maj. Gen. Patrick M. Hughes, USA, Director for Intelligence, J–2, Office of the Joint Chiefs of Staff.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 2367–2369; and 2 resolutions, H.J. Res. 107, H. Con. Res. 102 were introduced.

Page 25941

Reports Filed: Reports were filed as follows:

H.R. 1020, to amend the Nuclear Waste Policy Act of 1982, amended (H. Rept. 104–254, Part 1).

Page 25941

Motion To Adjourn: By a yea-and-nay vote of 167 yeas to 237 nays, Roll No. 672, the House failed to agree to the Bonior motion to adjourn.

Page 25829

Committee To Sit: By a yea-and-nay vote of 243 yeas to 175 nays, Roll No. 673, the following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Agriculture, Commerce, Government Reform and Oversight, International Relations, the Judiciary, National Security, Resources, Science, and Veterans' Affairs.

Page 25829

National Highway System Designation: By a yea-and-nay vote of 419 yeas to 7 nays, Roll No. 679, the House passed H.R. 2274, to amend title 23, United States Code, to designate the National Highway system.

Page 25840

Agreed to the amendment in the nature of a substitute made in order by the rule (text of H.R. 2349)

Page 25885

Agreed To:

The Shuster en bloc amendment that makes numerous technical changes and reduces by $39 million funding for the State High Priority Project Restoration; restores funding for highway safety programs to $177 million; extends through fiscal year 1997 provisions that ensure that any small town of less than 200,000 residents will receive at least 75 percent of the transit operating assistance it received for fiscal year 1995; ensures that any urban area that exceeded 1 million residents in 1980 and according to the 1990 census has less than that many residents now receive at least 90 percent of the transit operating assistance it received in fiscal year 1992; allows the Department of Transportation to exempt individual drivers of commercial vehicles weighing less than 26,000 pounds from some or all Federal motor carrier safety laws and regulations; requires the Department of Transportation to conduct a cost-benefit review of all Federal safety regulations that currently apply to vehicles weighing less than 26,000 pounds; increase from a 50-mile radius to a 100-mile radius the area in which drivers transporting agricultural or farm supplies may operate without complying with Federal hours of service regulations; and modifies Federal hours of service regulations for drivers of public utility trucks by providing that their limits on maximum driving and on-duty time be reset whenever they have an off-duty period of 24 consecutive hours;

Page 25851

The Shuster amendment technical amendment;

Page 25875

The Oberstar amendment that provides that the Secretary of Transportation in cooperation with States that increase the speed limit above that provided by Federal law prepare for Congress a study of the costs to the State resulting from death by motor vehicle crashes and the benefits associated with the repeal of the national maximum speed limit;

Page 25875

The Lowey amendment that requires States to enact and enforce a national standard to prohibit the operation of motor vehicles by intoxicated minors (rejected by a recorded vote of 223 ayes to 203 noes, Roll No. 678); and

Page 25875

The Furse amendment that provides that the Secretary conduct a study to evaluate the effectiveness on reducing drunk driving laws which allow health care providers who treat individuals involved in a vehicular accident to report the blood alcohol level to the local law enforcement agency of jurisdiction if the individual's blood alcohol level exceeds the maximum level permitted.

Page 25881

Rejected:

The Rahall amendment that sought to strike the provision that repeals the national speed limit (rejected by a recorded vote of 112 ayes to 313 noes, Roll No. 676);

Page 25863

The Rahall amendment that sought to strike the provision that repeals the national speed limit and replace it with language to raise it to 65 miles-per-hour across the board (rejected by a recorded vote of 133 ayes to 291 noes, Roll No. 677);

Page 25870

The Nadler amendment that sought to require that tolls collected on bridges connecting the boroughs of Brooklyn, New York, and Staten Island be collected in accordance with State law;

Page 25873

The Nadler amendment that sought to extend for two years the deadline by which the State of New York is required to repay to the Highway Trust Fund funds previously provided for a project that has since been terminated; and

Page 25874

The Ward amendment that sought to strike the provision providing for the elimination of a penalty for noncompliance for motorcycle helmets.

Page 25884

The following amendments were offered, but subsequently withdrawn:

The Beilenson amendment that sought to allow States entering into contracts on Federal-aid highway projects to require that contractors provide certain warranties and guarantees regarding their materials and work on such projects; and

Page 25881

The Miller of California amendment that sought to use prohibit funds from the Highway Trust Fund for the payment of a safety bonus to a contractor.

Page 25883

Subsequently, S. 440, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. H.R. 2274 was laid on the table.

Page 25886

House then insisted on its amendments to S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, and asked a conference. Appointed as conferees: Representative Shuster, Clinger, Petri, Emerson, LaHood, Mineta, Oberstar, and Rahall.

Page 25896

H. Res. 224, the rule under which the bill was considered, was agreed earlier to by a yea-and-nay vote of 375 yeas to 39 nays, with 1 voting "present", Roll No. 675. Agreed to order the previous question on the rule by a yea-and-nay vote of 241 yeas to 173 nays, Roll No. 674.

Page 25831

Military Construction Appropriations: By a yea-and-nay vote of 326 yeas to 98 nays, Roll No. 680, the House agreed to the conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1995—clearing the measure for Senate action.

Page 25897

H. Res. 223, the rule that waived certain points of order against the conference report, was agreed to earlier by voice vote.

Page 25897

Agriculture Appropriations: House disagreed to the Senate amendments to H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Skeen, Myers of Indiana, Walsh, Dickey, Kingston, Riggs, Nethercutt, Livingston, Durbin, Kaptur, Thornton, Lowey, and Obey.

Page 25904

Agreed to the Durbin motion to instruct House conferees to insist on the amendment of the Senate bill numbered 88, providing for an increase of $450 million from the Rural Housing Fund Program Account for loans to section 502 borrowers.

Page 25904

Cuban Liberty and Democratic Solidarity Act: House completed all general debate on H.R. 927, to seek international sanctions against the Castro government in Cuba, to plan for support of a transition government leading to a democratically elected government in Cuba; but came to no resolution thereon. Consideration of amendments will begin on Thursday, September 21.

Page 25914

H. Res. 225, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 304 yeas to 118 nays, Roll No. 681.

Page 25905

Senate Messages: Message received from the Senate today appears on page 25904.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 25941.

Quorum Calls—Votes: Seven yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 25829, 25831, 25839, 25868, 25871, 25880, 25885, 25903, 25914. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12 a.m.

Committee Meetings

MISCELLANEOUS MEASURE; BUDGET RECONCILIATION RECOMMENDATIONS

Committee on Agriculture: Ordered reported amended H.R. 436, to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations.

The Committee also began markup of Budget Reconciliation recommendations.

TRANSFORMATION OF MEDICAID PROGRAM

Committee on Commerce: Began markup of the "Transformation of the Medicaid Program."

Will continue tomorrow.

LOCAL EMPOWERMENT AND FLEXIBILITY ACT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations concluded hearings on H.R. 2086, Local Empowerment and Flexibility Act of 1995, (Part 2). Testimony was heard from Howard Glaser, Deputy Assistant Secretary, Operations, Office of Community Planning and

Development, Department of Housing and Urban Development; John Koskinen, Deputy Director, Management, OBM; Norma Paulus, Superintendent, Public Instruction, State of Oregon; Gary MacDougal, Chairman, Task Force on Human Services Reform, State of Illinois; and public witnesses.

MIDDLE EAST PEACE PROCESS

Committee on International Relations: Held a hearing on the Middle East Peace Process. Testimony was heard from Representatives Burton of Indiana, Gejdenson, Lantos, Engel, Saxton, Deutsch, and Forbes; Joe Kelley, Director, International Affairs, Division of National Security and International Affairs, GAO; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Continued markup of H.R. 2202, Immigration in the National Interest Act of 1995. Rayburn.

Will continued tomorrow.

BUDGET RECONCILIATION RECOMMENDATIONS

Committee on National Security: Approved Budget Reconciliation recommendations.

ENDANGERED SPECIES CONSERVATION AND MANAGEMENT ACT

Committee on Resources: Held a hearing on H.R. 2275, Endangered Species Conservation and Management Act of 1995. Testimony was heard from George T. Frampton, Jr., Assistant Secretary, Fish, Wildlife and Parks, Department of the Interior; Senator Drue Pearce, President, Senate, State of Alaska; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

STRATOSPHERIC OZONE

Committee on Science: Subcommittee on Energy and Environment held a hearing on Stratospheric Ozone: Myths and Realities. Testimony was heard from Robert T. Watson, Associate Director, Environment, Office of Science and Technology Policy; Mary Nichols, Assistant Administrator, Air and Radiation, EPA; Daniel L. Albritton, Director, Aeronomy Laboratory, Environmental Research Laboratories, NOAA, Department of Commerce; Richard Setlow, Associate Director, Life Sciences, Brookhaven National Laboratory; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported amended the following bills: H.R. 2353, to amend title 38, United States Code, to extend certain expiring authorities of the Department of Veterans Affairs relating to delivery of health and medical care; and H.R. 2289, Veterans Housing, Employment Programs, and Employment Rights Benefits Act of 1995.

COMMITTEE BUSINESS

Committee on Ways and Means: Approved the following motions: Reschedule the September 21st full Committee hearing on Saving Medicare to September 22nd; and a motion to go to conference on H.R. 4, Personal Responsibility Act of 1995.

Joint Meetings

APPROPRIATIONS—DEFENSE

Conferees continued in closed evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

◆ ◆ ◆

Thursday, September 21, 1995

Senate

Chamber Action

Routine Proceedings, pages 26040–26161

Measures Introduced: One bill was introduced, as follows: S. 1265.

Page 26141

Measures Passed:

Foreign Operations Appropriations, 1996: By 91 yeas to 9 nays (Vote No. 458), Senate passed H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, after agreeing to committee amendments, and after taking action on amendments proposed thereto, as follows:

Page 26046

Adopted:

(1) By 55 yeas to 45 nays (Vote No. 454), Brown Amendment No. 2708 (to committee amendment beginning on page 15, line 17 through page 16, line 24), to clarify restrictions on assistance to Pakistan.

Page 26046

(2) Cohen Amendment No. 2724, to provide for a report to Congress on Russian military operations.

Page 26064

(3) Dole Amendment No. 2726, to provide for a limitation on assistance to countries that restrict the transport or delivery of United States humanitarian assistance.

Page 26079

(4) Helms Amendment No. 2727 (to committee amendment on page 2, line 25), to prohibit the use of funds for relocating the Agency for International Development to the Federal Triangle Building, Washington, D.C.

Page 26086

(5) Helms Amendment No. 2729 (to committee amendment on page 113, lines 25–26, page 119, line 15, and page 120, lines 3, 4, 15, 19, 20), to amend the Middle East Peace Facilitation Act.

Page 26088

(6) McConnell (for Cochran) Amendment No. 2734, providing funds for the World Food Program.

Pages 26105, 26129

(7) McConnell (for Shelby) Amendment No. 2735, providing funds for the International Fertilizer Development Center.

Pages 26105, 26129

(8) McConnell (for Inouye) Amendment No. 2736, to make funds available for the support of the United States Telecommunications Training Institute.

Pages 26105, 26128

(9) McConnell (for Coverdell) Amendment No. 2737, to increase amounts appropriated for international narcotics control and to decrease amounts available to the Agency for International Development.

Pages 26105, 26129

(10) McConnell (for Gorton) Amendment No. 2738, to provide for the transfer of excess defense articles to Estonia.

Pages 26108, 26129

(11) McConnell (for Stevens) Amendment No. 2739, providing funds for endowments established under the United States-Egypt Economic, Technical and Related Assistance Agreements of 1978.

Pages 26108, 26129

(12) McConnell (for Domenici) Amendment No. 2740, to provide payment to the North American Development Bank by the Secretary of the Treasury, for the United States share of the paid-in portion of the capital stock, $25,000,000, to remain available until expended.

Pages 26109, 26129

(13) McConnell (for Wellstone) Amendment No. 2741, providing funds for the United Nations Fund for Victims of Torture.

Pages 26110, 26129

(14) McConnell (for Dodd) Amendment No. 2742, to increase transfer authority for the International Fund for Agricultural Development.

Pages 26110, 26129

(15) McConnell (for Dodd/Leahy) Amendment No. 2743, expressing the sense of the Congress that the Government of Guatemala has made significant progress towards negotiating an end to Guatemala's civil conflict.

Pages 26110, 26129

(16) McConnell (for McCain/Kerry) Amendment No. 2744, to permit the continued provision of assistance to Burma only if certain conditions are satisfied.

Pages 26112, 26129

(17) McConnell (for Kerry) Amendment No. 2745, to express the Sense of the Senate concerning the provision of spare parts and other military equipment to Peru.

Pages 26113, 26129

(18) McConnell (for Pell) Amendment No. 2746, to ensure that the current proportion of economic assistance continues to be channeled through private and voluntary organizations and cooperatives.

Pages 26114, 26129

(19) McConnell (for Pell/Leahy) Amendment No. 2747, to provide that certain funds for Turkey be made available only through non-governmental organizations to be used only for projects in the ten southeastern provinces currently under a state of emergency, and shall be used only for projects designed to promote economic development, cultural and ethnic tolerance, and human rights activities, and to support the development and activities of non-governmental organizations.

Pages 26115, 26129

(20) McConnell (for Leahy) Amendment No. 2748, to provide that the President should seek the agreement of the Prime Minister of Turkey to permit access throughout Turkey for international humanitarian organizations which operate confidentially, and report to the committee on Appropriations by June 1, 1996, on progress towards such agreement.

Pages 26115, 26129

(21) McConnell (for Brown) Amendment No. 2749, to amend the NATO Participation Act of 1994 to expedite the transition to full membership in and cooperation with the North Atlantic Treaty Organization of European countries emerging from Communist domination.

Pages 26115, 26129

(22) McConnell (for Byrd) Amendment No. 2750, to provide a substitute for the provision relating to the Korean Peninsula Energy Development Organization.

Pages 26118, 26129

(23) McConnell Amendment No. 2751, to provide that funds for Armenia shall be in addition to funds justified for programs in the fiscal year 1996 congressional presentation documents.

Pages 26119, 26129

(24) McConnell (for Pressler) Amendment No. 2752, to express the sense of the Congress regarding the recent elections in Hong Kong.

Pages 26119, 26129

(25) McConnell Amendment No. 2753, to impose sanctions against Burma, and countries assisting Burma, unless Burma observes basic human rights and permits political freedoms.

Pages 26119, 26129

(26) McConnell (for Cohen) Amendment No. 2754, to express the sense of the Senate on Thailand.

Pages 26123, 26129

(27) McConnell Amendment No. 2755, to provide for an extension of the tied aid credit program and authority to conduct a demonstration project.

Pages 26124, 26129

(28) McConnell (for Leahy) Amendment No. 2756, to make available certain funds to UNIFEM.

Pages 26124, 26129

(29) McConnell (for Leahy) Amendment No. 2757, to provide for a conventional weapons review.

Pages 26124, 26129

(30) McConnell (for Leahy) Amendment No. 2758, to extend the authority to administer au pair programs through fiscal year 1999.

Pages 26125, 26129

(31) McConnell Amendment No. 2759, to provide that certain funds may be obligated and expended notwithstanding section 10 of Public Law 91–672 and section 15 of the State Department Basic Authorities Act of 1956.

Pages 26125, 26129

(32) McConnell (for Dole) Amendment No. 2760, to limit the availability of funds for the Government of Haiti until certain human rights conditions are met.

Pages 26125, 26129

(33) McConnell (for Dole) Amendment No. 2761, to increase the total value of defense articles and defense services which may be transferred to the Government of Bosnia and Herzegovina under the legislation.

Page 26126

(34) McConnell (for Dole) Amendment No. 2762, to establish the Croatian-American Enterprise Fund and make available funds to support the Fund.

Page 26126

(35) McConnell (for Dole) Amendment No. 2763, to earmark funds for humanitarian assistance to the former Yugoslavia.

Page 26127

(36) McConnell (for Dole) Amendment No. 2764, to impose sanctions against countries harboring war criminals.

Page 26127

(37) McConnell (for Dole/Biden) Amendment No. 2765, to limit the use of funds for Bosnia and Herzegovina (other than for refugee or disaster assistance) to activities in the territory of the Bosniac-Croat Federation.

Page 26127

(38) McConnell (for Cohen) Amendment No. 2766, expressing the sense of the Senate regarding Russian compliance with the Treaty of the Conventional Armed Forces in Europe and priorities for modifying existing arms control treaties.

Page 26127

(39) McConnell (for Kassebaum) Amendment No. 2767, to require the submission to Congress of a plan making recommendations for a strategic reorganization of the United Nations.

Page 26127

Rejected:

(1) Harkin Amendment No. 2725, to express the sense of the Senate on the conference on S. 4, the Line Item Veto Act. (By 76 yeas to 24 nays (Vote No. 455), Senate tabled the amendment.)

Page 26066

(2) By 43 yeas to 57 nays (Vote No. 456), Helms Amendment No. 2730 (to committee amendment on pages 44–45), to restrict the availability of funds for the United Nations Population Fund.

Pages 26089, 26102

Withdrawn:

(1) Kerry Amendment No. 2732 (to committee amendment on page 23, line 10 through page 28, line 5), to strike provisions which provide funds to establish FBI Legal Attache offices and related programs in certain foreign countries and for international law enforcement training and cooperation in Central Europe and the New Independent States.

Page 26097

(2) Kerry Amendment No. 2733 (to committee amendment on page 29, lines 17–24), to strike provisions which provide funds to establish and maintain an FBI Legal Attache office in Cairo, Egypt.

Page 26098

(3) Bingaman Amendment No. 2728, to allow residents of the United States to send to their immediate family members in Cuba small amounts of money to pay for basic necessities such as food, clothing, and medical care.

Page 26086

(4) Bingaman Amendment No. 2731 (to Amendment No. 2728), to allow residents of the United States to send to their immediate family members in Cuba small amounts of money to pay for basic necessities such as food, clothing, and medical care.

Page 26090

(5) Murkowski Amendment No. 2712, to set forth requirements for implementation of the Agreed Framework Between the United States and North Korea Act relating to the Korean Peninsula Energy Development Organization.

Page 26103

(6) Helms (for Dole/Helms) Amendment No. 2707 (to committee amendment on page 2, line 25), to provide for the streamlining and consolidation of the foreign affairs agencies of the United States. (By 43 yeas to 57 nays (Vote No. 457), Senate earlier failed to table the amendment.)

Pages 26071, 26103

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators McConnell, Specter, Mack, Gramm, Jeffords, Gregg, Shelby, Hatfield, Leahy, Inouye, Lautenberg, Harkin, Mikulski, Murray, and Byrd. **Page 26136**

Mercury-Containing Battery Management Act: Senate passed S. 619, to phase out the use of mercury in batteries and provide for the efficient and cost-effective collection and recycling or proper disposal of used nickel cadmium batteries, small sealed lead-acid batteries, and certain other batteries, after agreeing to committee amendments. **Page 26155**

Military Construction Appropriations, 1996 Conference Report-Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, on Friday, September 22, 1996, with a vote to occur thereon. **Page 26154**

Legislative Branch Appropriations, 1996 Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, on Friday, September 22, 1996, with a vote to occur thereon. **Page 26155**

District of Columbia Appropriations, 1996—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1244, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, on Friday, September 22, 1996. **Page 26155**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report entitled "Highway Safety: 1994"; referred to the Committee on Commerce, Science, and Transportation. (PM—83). **Page 26138**

Nominations Received: Senate received the following nominations:

John Wade Douglass, of Virginia, to be an Assistant Secretary of the Navy. **Page 26161**

Messages From the President: **Page 26138**

Messages From the House: **Page 26138**

Measures Referred: **Page 26139**

Communications: **Page 26139**

Petitions: **Page 26139**

Executive Reports of Committees: **Page 26140**

Statements on Introduced Bills: **Page 26141**

Additional Cosponsors: **Page 26142**

Amendments Submitted: **Page 26142**

Authority for Committees: **Page 26151**

Additional Statements: **Page 26151**

Record Votes: Five record votes were taken today. (Total—458) **Pages 26057, 26071, 26102, 26103, 26135**

Recess: Senate convened at 9:15 a.m., and recessed at 8:16 p.m., until 9:30 a.m., on Friday, September 22, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 26160.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nomination of John T. Conway, of New York, to be a Member of the Defense Nuclear Facilities Safety Board, and 2,421 military nominations in the Army, Navy, Marine Corps, and Air Force.

Also, committee concluded hearings on the nomination of Gen. John M. Shalikashvili, United States Army, for reappointment as Chairman of the Joint Chiefs of Staff, Department of Defense, after the nominee testified and answered questions in his own behalf.

DUAL USE EXPORT CONTROL PROGRAM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance concluded oversight hearings on the implementation of the dual use export control program, after receiving testimony from William A. Reinsch, Under Secretary of Commerce for Export Administration; Thomas E. McNamara, Assistant Secretary of State for Political-Military Affairs; and Peter M. Sullivan, Deputy Director, Defense Technology Security Administration, Department of Defense.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

H.R. 1266, to provide for the exchange of lands within Admiralty Island National Monument in Alaska; and

S. 755, to provide for the privatization of the United States Enrichment Corporation.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

LIBERIA

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to examine United States policy toward Liberia, after receiving testimony from George E. Moose, Assistant Secretary of State for African Affairs; John F. Hicks, Sr., Assistant Administrator for Africa, Agency for International Development; Vince Kern, Deputy Assistant Secretary of Defense for African Affairs; Jim Bishop, former U.S. Ambassador to Liberia, and Janet Fleishman, Human Rights Watch/Africa, both of Washington, D.C.; and Ellwood Dunn, University of the South, Sewanee, Tennessee.

BUDGET RECONCILIATION

Committee on the Judiciary: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information continued hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Larry A. Potts, former Assistant Director, and Danny O. Coulson, former Deputy Assistant Director, both of the Criminal Investigative Division, W. Douglas Gow, former Associate Deputy Director, Investigations Division, and Robin L. Montgomery, former Special Agent in Charge (Portland, Oregon), all of the Federal Bureau of Investigation, Department of Justice.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 2370–2387, 2389–2392; 1 private bill, H.R. 2388; and 1 resolution, H. Con. Res. 103 were introduced.

Page 26042

Reports Filed: Reports were filed as follows:

H.R. 2277, to abolish the Legal Services Corporation and provide the States with money to fund qualified legal services, amended (H. Rept. 104–255);

H. Res. 226, providing for the consideration of H.R. 743, to amend the National Labor Relations Act to allow labor-management cooperation efforts that improve economic competitiveness in the United States to continue to thrive (H. Rept. 104–256);

H. Res. 227, providing for the consideration of H.R. 1170, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a 3-judge court (H. Rept. 104–257);

H. Res. 228, providing for the consideration of H.R. 1601, to authorize appropriations to the National Aeronautics and Space Administration to develop, assemble, and operate the International Space Station (H. Rept. 104–258);

Conference report on H.R. 1977, making appropriations for the Department of Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–259); and

H.R. 1756, to abolish the Department of Commerce, amended (H. Rept. 104–260, Part 1).

Pages 25987, 26020

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hayworth to act as Speaker pro tempore for today.

Page 25952

Cuban Liberty and Solidarity Act: By a recorded vote of 294 ayes to 130 noes, Roll No. 683, the House passed H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition leading to a democratically elected government in Cuba.

Page 25955

Agreed to the amendment in the nature of a substitute made in order by the rule (text of H.R. 2347).

Page 25986

Agreed to the Wynn amendment that permits the Treasury Department to support Cuban membership in international financial institutions once a transitional government is in power in Cuba.

Page 25981

Rejected the McDermott amendment in the nature of a substitute that sought to add language to permit the export of staple foods and medical items to Cuba (rejected by a recorded vote of 138 ayes to 283 noes, Roll No. 682).

Page 25964

The Stearns amendment was offered but subsequently withdrawn that sought to prohibit funds from being used for meetings between U.S. Government officials and representatives of Cuba regarding the normalization of relations between the two countries unless Congress was notified 15 days in advance.

Page 25983

Defense Authorizations: House disagreed to the Senate amendment to H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed

Forces; and agreed to a conference. Appointed as conferees:

From the Committee on National Security, for consideration of the House bill (except for sections 801–803, 811–814, 826, 828–832, 834–838, 842–843, 850–896) and the Senate amendment (except for sections 801–803, 815–818, 2851–2857, and 4001–4801), and modifications committed to conference: Spence, Stump, Hunter, Kasich, Bateman, Hansen, Weldon of Pennsylvania, Dornan, Hefley, Saxton, Cunningham, Buyer, Torkildsen, Fowler, McHugh, Watts of Oklahoma, Jones, Longley, Dellums, Montgomery, Schroeder, Skelton, Sisisky, Spratt, Ortiz, Pickett, Evans, Tanner, Browder, Taylor of Mississippi, Abercrombie, Edwards, and Peterson of Florida.

From the Committee on National Security, for consideration of sections 801–803, 811–814, 826, 828–832, 834–838, 842–843, and 850–896 of the House bill and sections 801–803 and 815–818 of the Senate amendment, and modifications committed to conference: Spence, Stump, Watts of Oklahoma, Dellums, and Spratt.

From the Committee on National Security, for consideration of sections 2851–2857 of the Senate amendment, and modifications committed to conference: Spence, Hefley, Jones, Ortiz, and Montgomery.

From the Committee on National Security, for consideration of sections 4001–4801 of the Senate amendment, and modifications committed to conference: Spence, Stump, Torkildsen, Watts of Oklahoma, Longley, Dellums, Edwards, and Peterson of Florida.

As additional conferees from the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 2 of rule XLVIII: Combest, Young of Florida, and Dicks.

As additional conferees from the Committee on Agriculture, for consideration of sections 2851–2857 of the Senate amendment, and modifications committed to conference: Roberts, Allard, LaHood, de la Garza, and Johnson of South Dakota.

As additional conferees from the Committee on Commerce, for consideration of sections 601 and 3402–3404 of the House bill and sections 323, 601, 705, 734, 2824, 2851–2857, 3106–3107, 3166, and 3301–3302 of the Senate amendment, and modifications committed to conference: Bliley, Schaefer, and Dingell: *Provided,* That Oxley is appointed in lieu of Schaefer for consideration of sections 323, 2824, and 3107 of the Senate amendment: *Provided further,* That Bilirakis is appointed in lieu of Schaefer for consideration of section 601 of the House bill and sections 601, 705, and 734 of the Senate amendment: *Provided further,* That Hastert is appointed in lieu of Schaefer for consideration of sections 2851–2857 of the Senate amendment.

As additional conferees from the Committee on Economic and Educational Opportunities, for consideration of section 394 of the House bill, and sections 387 and 2813 of the Senate amendment, and modifications committed to conference: Goodling, Riggs, and Clay.

As additional conferees from the Committee on Government Reform and Oversight, for consideration of sections 332–333, and 338 of the House bill, and sections 333 and 336–343 of the Senate amendment, and modifications committed to conference: Clinger, Mica, Bass, Collins of Illinois, and Maloney.

As additional conferees from the Committee on government reform and oversight, for consideration of sections 801–803, 811–814, 826, 828–832, 834–840, and 842–843 of the House bill, and sections 801–803 and 815–818 of the Senate amendment, and modifications committed to conference: Representatives Clinger, Horn, Davis, Collins of Illinois, and Maloney.

As additional conferees from the Committee on Government Reform and Oversight, for consideration of sections 850–896 of the House bill, and modifications committed to conference: Representatives Clinger, Davis, and Collins of Illinois.

As additional conferees from the Committee on Government Reform and Oversight, for consideration of sections 4001–4801 of the Senate amendment, and modifications committed to conference: Representatives Clinger, Schiff, Zeliff, Horn, Davis, Collins of Illinois, Maloney, and Spratt.

As additional conferees from the Committee on House Oversight, for consideration of section 1077 of the Senate amendment, and modifications committed to conference: Representatives Thomas, Roberts, and Hoyer.

As additional conferees from the Committee on International Relations, for consideration of sections 231–232, 235, 237–238, 242, 244, 1101–1108, 1201, 1213, 1221–1230, and 3131 of the House bill and sections 231–233, 237–238, 240–241, 1012, 1041–1044, 1051–1064, and 1099 of the Senate amendment, and modifications committed to conference: Representatives Gilman, Goodling, Roth, Bereuter, Smith of New Jersey, Hamilton, Gejdenson, and Lantos.

As additional conferees from the Committee on the Judiciary, for consideration of sections 831 (only as it adds a new section 27(d) to the Office of Federal Procurement Policy Act), and 850–896 of the House bill and sections 525, 1075, and 1098 of the Senate amendment, and modifications committed to conference: Representatives Hyde, Gekas, and Conyers.

As additional conferees from the Committee on Rules, for consideration of section 3301 of the Senate amendment, and modifications committed to conference: Representatives Solomon, Dreier, and Beilenson.

As additional conferees from the Committee on Science, for consideration of sections 203, 211, and 214 of the House bill and sections 220–221, 3137, 4122(a)(3), 4161, 4605, and 4607 of the Senate amendment, and modifications committed to conference: Representatives Walker, Sensenbrenner, and Brown of California.

As additional conferees from the Committee on Transportation and Infrastructure, for consideration of sections 223, 322, 2824, and 2851–2857 of the Senate amendment, and modifications committed to conference: Representatives Shuster, Weller, and Oberstar.

As additional conferees from the Committee on Veterans' Affairs, for consideration of section 2806 of the House bill and sections 644–645 and 4604 of the Senate amendment, and modifications committed to conference: Representatives Smith of New Jersey, Hutchinson, and Kennedy of Massachusetts.

As additional conferees from the Committee on Ways and Means, for consideration of sections 705, 734, and 1021 of the Senate amendment, and modifications committed to conference: Archer, Thomas, and Stark.

Page 25987

By a yea-and-nay vote of 415 yeas to 2 nays, Roll No. 684, the House agreed to the Dellums motion to instruct House conferees to insist that the total amount authorized for the Operations and Maintenance accounts be not less than the total amounts authorized in section 301 of H.R. 1530.

Page 25987

By a yea-and-nay vote of 414 years to 1 nay, Roll No. 685, the House agreed to the Spence motion that the conference committee meetings on H.R. 1530 be closed to the public at such times as classified national security information is under consideration, except that any Member of Congress has the right to attend any closed or open meeting.

Page 25990

Legislative Program: The Majority Leader announced the legislative program for the week of September 25. Agreed to adjourn from Thursday to Monday; and agreed to return from Monday September 25 until noon on Wednesday, September 27.

Page 25992

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 27.

Page 25993

Presidential Message—Read a message from the President wherein he transmits the 1994 reports prepared by the Department of Transportation on activities under the Highway Safety Act, the National Traffic and Motor Vehicle Safety Act of 1966, and the Motor Vehicle Safety Act of 1972, as amended—referred to the Committees on Transportation and Infrastructure and Commerce.

Page 26040

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 26041

Senate Messages: Messages received from the Senate today appear on page 25952.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 25980, 25986, 25990.

Adjournment: Met at 10 a.m. and adjourned at 5:45 p.m.

Committee Meetings

THRIFT CHARTER CONVERGENCE ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on the Thrift Charter Convergence Act of 1995. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Helfer, Chairman, FDIC; the following officials of the Department of the Treasury; John Hawke, Under Secretary, Domestic Finance; and Jonathan L. Fiechter, Director, Office of Thrift Supervision; and public witnesses.

TRANSFORMATION OF THE MEDICAID PROGRAM

Committee on Commerce: Continued markup of Transformation of the Medicaid Program.

Will continue tomorrow.

DEPARTMENT OF COMMERCE DISMANTLING ACT; FEDERAL REPORTS ELIMINATION AND SUNSET ACT

Committee on Government Reform and Oversight: Ordered reported amended the following bills: H.R. 1756, Department of Commerce Dismantling Act (Title I); and S. 790, Federal Reports Elimination and Sunset Act of 1995.

RECOMMENDATIONS—DEPARTMENT OF COMMERCE DISMANTLING ACT; RECONCILIATION INSTRUCTIONS

Committee on International Relations: Approved recommendations to be forwarded to The Speaker with respect to H.R. 1756, Department of Commerce Dismantling Act.

The Committee also began markup of the Committee's Response to the House's Reconciliation Instructions.

Will continue September 27.

CAMBODIA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Cambodia: Prospects for Prosperity and Peace. Testimony was heard from Winston Lord, Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Continued markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue September 27.

MISCELLANEOUS MEASURES; OVERSIGHT—FISH HATCHERIES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on the following: H.R. 33, Stuttgart National Aquaculture Research Center Act of 1995; H.R. 1358, to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, MA; and an oversight hearing on Fish Hatcheries. Testimony was heard from Representatives Torkildsen, Lincoln, Deal of Georgia, Pomeroy, Graham and Whitfield; Mollie Beattie, Director, U.S. Fish and Wildlife Service, Department of the Interior; Floyd Horn, Deputy Under Secretary, Research, Education, and Economics, USDA; Allen Peterson, Director, Northeast Fisheries Science Center, National Marine Fisheries Service, NOAA, Department of Commerce; and public witnesses.

TEAMWORK FOR EMPLOYEES AND MANAGERS ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 743, Teamwork for Employees and Managers Act of 1995. The rule waives clause 2(l)(2)(B) of rule XI (requiring the publication of roll call votes in committee reports) against consideration of the bill. The rule makes in order the Committee on Economic and Educational Opportunities amendment in the nature of a substitute as an original bill for the purpose of amendment, with each section considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Goodling and Representatives Kildee and Moran.

THREE-JUDGE COURT REVIEW FOR STATEWIDE REFERENDA ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1170, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a three-judge court. The rule makes in order the Judiciary Committee amendment in the nature of a substitute as the original bill for purpose of amendment, and each section shall be considered as read. The rule gives priority in recognition to Members who have pre-printed amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Moorhead, Bono and Schroeder.

INTERNATIONAL SPACE STATION AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1601, International Space Station Authorization Act of 1995. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Science as an original bill for the purpose of amendment, and provides that each section be considered as read. The rule gives priority in recognition to Members who have pre-printed amendments in the CONGRESSIONAL RECORD prior to their consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Walker and Representative Hall of Texas.

AMTRAK REFORM AND PRIVATIZATION ACT

Committee on Transportation and Infrastructure: Ordered reported amended H.R. 1788, Amtrak Reform and Privatization Act of 1995.

RESOLUTIONS; FCC LEASE CONSOLIDATION

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action the following: 34 lease resolutions; 1 11(b) resolution; and 2 amended prospectus resolutions.

The Subcommittee also held a briefing on FCC lease consolidation in Washington, DC. The Subcommittee was briefed by William Larson, Assistant Regional Administrator, Public Buildings Service, National Capitol Region, GSA.

TRADE AGREEMENTS AUTHORITY ACT; BUDGET RECONCILIATION RECOMMENDATIONS: TRADE ADJUSTMENT ASSISTANCE

Committee on Ways and Means: Ordered reported amended H.R. 2371, Trade Agreements Authority Act of 1995.

The Committee also approved Budget Reconciliation Recommendations: Trade Adjustment Assistance.

BOSNIA BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive a classified briefing. The Committee was briefed by departmental witnesses.

Joint Meetings

APPROPRIATIONS—TRANSPORTATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—DEFENSE

Conferees continued in closed evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

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Friday, September 22, 1995

Senate

Chamber Action

Routine Proceedings, pages 26175–26216

Measures Introduced: Four bills were introduced, as follows: S. 1266–1269.

Page 26200

Measures Reported: Reports were made as follows:

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1996". (S. Rept. No. 104–146)

S. 1267, to amend the Congressional Award Act to revise and extend authorities for the Congressional Award Board. (S. Rept. No. 104–147)

Page 26200

Measures Passed:

District of Columbia Appropriations, 1996: Senate passed S. 1244, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 26186

Adopted:

(1) By 88 yeas to 10 nays (Vote No. 462), Byrd Amendment No. 2768, to establish a uniform dress code for the District of Columbia Public Schools, and require community service for suspended students.

Pages 26188, 26196

(2) Byrd Amendment No. 2769 (to Amendment No. 2768), to limit the amendment to 2 school years in order to evaluate the effectiveness of the amendment.

Pages 26489, 26195

(3) Inhofe Amendment No. 2771, to prohibit the use of funds for the renovation of property commonly known as the Eastern Market.

Page 26190

(4) Jeffords Amendment No. 2772, to make a technical correction.

Page 26191

(5) Kohl/Jeffords Amendment No. 2773, of a technical change to the membership provisions of the Commission on Consensus Reform in the District of Columbia Public Schools.

Page 26191

(6) Kohl (for Bingaman) Amendment No. 2774, to reduce the energy costs of Federal facilities for which funds are made available under this Act.

Page 26191

(7) Boxer Amendment No. 2775, to provide that Members of Congress and the President shall not be paid during Federal Government shutdowns.

Page 26192

Rejected:

Dorgan Amendment No. 2770, to express the sense of the Senate that the Committee on Finance and the Senate should approve no tax legislation which reduces taxes for those making over $101,000 per year, and the savings from limiting any tax reductions in this way should be used to reduce any cuts in projected Medicare spending. (By 54 yeas to 43 nays (Vote No. 460), Senate tabled the amendment.)

Pages 26190, 26194

A unanimous-consent agreement was reached providing that when the Senate receives the House companion measure, that all after the enacting clause be stricken and the text of S. 1244, as passed by the Senate, be inserted in lieu thereof, that the House bill, as amended, be passed, that the Senate insist on its amendment, request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate, and that S. 1244 be indefinitely postponed.

Page 26196

Military Construction Appropriations, 1996 Conference Report: By 86 yeas to 14 nays (Vote No. 459), Senate passed the conference report on H.R. 1817, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1996, clearing the measure for the President.

Page 26175

Legislative Branch Appropriations, 1996 Conference Report: By 94 yeas to 4 nays (Vote No. 461), Senate passed the conference report on H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, clearing the measure for the President.

Pages 26182, 26195

National Highway System Designation Act—Conferees: Senate disagreed to the amendments of the House to S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Warner, Chafee, Smith, Kempthorne, Baucus, Moynihan, and Reid; and from the Committee on Commerce, Science, and Transportation solely for matters within the committee's jurisdiction: Senators Pressler, Lott, and Hollings.

Page 26212

Nominations Received: Senate received the following nominations:

Eric James Boswell, of California, to be an Assistant Secretary of State.

Anthony Cecil Eden Quainton, of the District of Columbia, to be Director General of the Foreign Service.

A routine list in the Foreign Service. **Page 26215**

Communications: **Page 26199**

Petitions: **Page 26199**

Statements on Introduced Bills: **Page 26200**

Additional Cosponsors: **Page 26202**

Amendments Submitted: **Page 26202**

Authority for Committees: **Page 26203**

Additional Statements: **Page 26203**

Record Votes: Four record votes were taken today. (Total—462) **Pages 26182, 26195, 26196**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 2:57 p.m., until 2 p.m., on Monday, September 25, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 26212.)

Committee Meetings

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the Federal Reserve's conduct of monetary policy, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

BUDGET RECONCILIATION

Committee on Governmental Affairs: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information continued hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from William Sessions, former Director, and Robert E. Walsh, Special Agent in Charge (San Diego, California), and former Inspector, both of the Federal Bureau of Investigations, George Terwilliger, former Deputy Attorney General, and Barbara B. Berman, former Assistant Counsel, Office of Professional Responsibility, all of the Department of Justice.

Hearings continue on Tuesday, September 26.

BUDGET RECONCILIATION

Committee on Labor and Human Resources: Committee began their review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon on Monday, September 25.

Committee Meetings

TRANSPORTATION OF THE MEDICAID PROGRAM

Committee on Commerce: Ordered transmitted to the Committee on the Budget for inclusion in Omnibus Budget Reconciliation "Transformation of the Medicaid Program."

SAVING MEDICARE

Committee on Ways and Means: Held a hearing on Saving Medicare. Testimony was heard from Gail R. Wilensky, Chair, Physician Payment Review Commission; Stuart H. Altman, Chairman, Prospective Payment Assessment Commission; Roland E. King, former Chief Actuary, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

Joint Meetings

AFFIRMATIVE ACTION

Joint Hearing: Senate Committee on the Judiciary's Subcommittee on Constitution, Federalism and Property Rights concluded joint hearings with the House Committee on the Judiciary's Subcommittee on Constitution to examine the status and future of affirmative action, focusing on minority contracting, after receiving testimony from John R. Schmidt, Associate Attorney General, Department of Justice; George LaNoue, University of Maryland, Baltimore; Michael Carvin, Shaw, Pittman, Georgina Verdugo, Mexican American Legal Defense Fund, and Tony Robinson, Minority Business Enterprise Legal Defense Fund, all of Washington, D.C.; Thomas Stewart, Spokane, Washington; and Leon Goldstein, Atlanta, Georgia.

APPROPRIATIONS—DEFENSE

Conferees continued in closed evening session to resolve the differences between the Senate-and House-passed versions of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

◆ ◆ ◆

Monday, September 25, 1995

Senate

Chamber Action

Routine Proceedings, pages 26216–26293

Measures Introduced: Three bills were introduced, as follows: S. 1270–1272. **Page 26274**

VA/HUD Appropriations, 1996: Senate began consideration of H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, agreeing to committee amendments, with certain exceptions, and taking action on amendments proposed thereto, as follows: **Page 26225**

Pending:

Bumpers Amendment No. 2776 (to committee amendment on page 158, lines 13–14), to reduce the appropriation for the implementation of the space station program for the purpose of terminating the program. **Page 26252**

A unanimous-consent agreement was reached providing for further consideration of the bill and an amendment pending thereto, with a vote to occur on the pending amendment, on Tuesday, September 26, 1995. **Page 26293**

Nominations Received: Senate received the following nomination: Received on Friday, September 22, during the adjournment:

Jim Sasser, of Tennessee, to be Ambassador to the People's Republic of China. **Page 26293**

Measures Placed on Calendar: **Page 26274**

Communications: **Page 26274**

Statements on Introduced Bills: **Page 26274**

Additional Cosponsors: **Page 26277**

Amendments Submitted: **Page 26277**

Additional Statements: **Page 26277**

Text of S. 1244 as Previously Passed: **Page 26281**

Recess: Senate convened at 2 p.m., and recessed at 6:38 p.m., until 9:30 a.m., on Tuesday, September 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 26293.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Four public bills, H.R. 2393–2396, and 1 private bill, H.R. 2397, were introduced. **Page 26347**

Report Filed: One report was filed as follows: Conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–261). **Page 26347**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Tate to act as Speaker pro tempore for today. **Page 26294**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:12 p.m.

Committee Meetings

No Committee meetings were held.

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Tuesday, September 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 26352–26466

Measures Introduced: Three bills were introduced, as follows: S. 1273–1275. **Page 26444**

VA/HUD Appropriations, 1996: Senate continued consideration of H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, with certain excepted committee amendments, taking action on amendments proposed thereto, as follows: **Page 26352**

Adopted:

(1) Bond Amendment No. 2778, to ensure that veterans in the State of Hawaii are given appropriate and equal access to VA-funded medical care.

Page 26357

(2) Stevens/Murkowski Amendment No. 2779, to provide for a 1-year exemption from the oxygenated fuel requirements of the Clean Air Act for Fairbanks, Alaska.

Page 26376

(3) Chafee Amendment No. 2780 (to committee amendment on page 143, line 17 through page 151, line 10), to modify the provisions with respect to arsenic.

Page 26377

(4) Jeffords Amendment No. 2783, to require the Environmental Protection Agency to give priority to small businesses in its green programs and to require the EPA to perform a study to determine the feasibility of making these programs self-sufficient.

Page 26412

(5) McCain Amendment No. 2787, to require the Department of Veterans Affairs to allocate funding to insure that veterans have equal access to quality health care.

Page 26430

Rejected:

(1) By 35 yeas to 64 nays (Vote No. 463), Bumpers Amendment No. 2776 (to committee amendment on page 158, lines 13–14), to reduce the appropriation for the implementation of the space station program for the purpose of terminating the program.

Page 26358

(2) By 47 yeas to 52 nays (Vote No. 464), Mikulski Amendment No. 2781, to restore funding for national and community service programs.

Page 26379

Withdrawn:

Inouye Amendment No. 2777, to make available $38,000,000 for construction at the Spark M. Matsunaga Department of Veterans Affairs Medical Center, Hawaii.

Page 26355

Pending:

Sarbanes Amendment No. 2782, to restore homeless assistance funding to fiscal year 1995 levels using excess public housing agency project reserves.

Pages 26403, 26412

Rockefeller Amendment No. 2784, to strike section 107 which limits compensation for mentally disabled veterans and offset the loss of revenues by ensuring that any tax cut benefits only those families with incomes less than $100,000.

Page 26417

Rockefeller Amendment No. 2785 (to committee amendment on page 8, lines 9–10), to increase funding for veterans' medical care and offset the increase in funds by ensuring that any tax cut benefits only those families with incomes less that $100,000.

Page 26421

Baucus Amendment No. 2786, to provide that any provision that limits implementation or enforcement of any environmental law shall not apply if the Administrator of the Environmental Protection Agency determines that application of the prohibition or limitation would diminish the protection of human health or the environment otherwise provided by law.

Page 26427

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 26426

Senate will continue consideration of the bill on Wednesday, September 27, 1995.

Small Business Lending Enhancement Act—Conferees: Senate disagreed to the amendments of the House to S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the Administration, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Bond, Burns, Coverdell, Bumpers, and Nunn.

Page 26465

Messages From the House: **Page 26441**

Communications: **Page 26441**

Petitions: **Page 26442**

Executive Reports of Committees: **Page 26444**

Statements on Introduced Bills: **Page 26444**

Additional Cosponsors: **Page 26451**

Amendments Submitted: **Page 26451**

Authority for Committees: **Page 26453**

Additional Statements: **Page 26453**

Text of S. 1244 as Previously Passed: **Page 26456**

Record Votes: Two record votes were taken today. (Total—464) **Pages 26375, 26401**

Recess: Senate convened at 9:30 a.m., and recessed at 8:55 p.m., until 9 a.m., on Wednesday, September 27, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 26466.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of Gen. John M. Shalikashvili, United States Army, for reappointment as Chairman of the Joint Chiefs of Staff and reappointment to the grade of general while serving in that position.

BUDGET RECONCILIATION

Committee on Finance: Committee began its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon and will meet again tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of James A. Joseph, of Virginia, to be Ambassador to the Republic of South Africa, and Charles H. Twining, of Maryland, to be Ambassador to the Republic of Cameroon, after the nominees testified and answered questions in their own behalf.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Thomas W. Miller, Assistant Special Agent in Charge (Louisville, Kentucky), Federal Bureau of Investigation, and Jeffrey Howard, Concord, New Hampshire, former Principal Associate Deputy Attorney General, both of the Department of Justice; and Kevin Harris, Spokane, Washington.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the nominations of Thomas R. Bloom, of Virginia, to be Inspector General, Department of Education, Ernest W. DuBester, of New Jersey, to be a Member of the National Mediation Board, Daniel A. Mica, of Virginia, to be a Member of the Board of Directors of the United States Institute of Peace, Hughey Walker, of South Carolina, to be a Member of the National Council on Disability, Harris Wofford, of Pennsylvania, to be Chief Executive Officer of the Corporation for National and Community Service, and a list in the Public Health Service Corps received by the Senate on June 26, 1995.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon on Wednesday, September 27.

Committee Meetings

No Committee meetings were held.

Joint Meetings

NATIONAL HIGHWAY SYSTEM DESIGNATION ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, but did not complete action thereon, and recessed subject to call.

Wednesday, September 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 26467–26566

Measures Introduced: Four bills were introduced, as follows: S. 1276–1279.

Page 26542

Measures Reported: Reports were made as follows:

S.J. Res. 31, proposing an amendment to the Constitution of the United States to grant Congress and the States the power to prohibit the physical desecration of the flag of the United States. (S. Rept. No. 104–148)

Measures Passed:

VA/HUD Appropriations, 1996: By 55 yeas to 45 nays (Vote No. 470), Senate passed H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, after agreeing to excepted committee amendments, and after taking action on amendments proposed thereto, as follows:

Page 26469

Adopted:

(1) Feingold Amendment No. 2789 (to committee amendment beginning on page 51, line 3 through page 128, line 20), to strike the provision relating to spending limitations on Fair Housing Act enforcement.

Page 26488

(2) Chafee Amendment No. 2790 (to committee amendment beginning on page 143, line 17 through page 151, line 10), relating to the pretreatment requirements for a pharmaceutical plant in Kalamazoo, Michigan.

Page 26497

(3) Bingaman Amendment No. 2791, relating to housing assistance to residents of colonias.

Page 26498

(4) Chafee Amendment No. 2792, to make funds available to support continuation of the Superfund Brownfields Redevelopment Initiative.

Page 26500

(5) Thurmond Amendment No. 2793, to provide funding for the Service Members Occupational Conversion and Training Program.

Page 26500

(6) Mikulski (for Harkin) Amendment No. 2794, relating to the manufacturing, processing, or the distribution of certain fishing sinkers.

Page 26501

(7) Bond Amendment No. 2795 (to committee amendment beginning on page 51, line 3 through page 128, line 20), to provide HUD with the authority to renew expiring section 8 project-based contracts through a budget-based analysis.

Page 26501

(8) Bond (for Simon/Moseley-Braun) Amendment No. 2796, to provide for a delay in the transfer of fair housing enforcement from the Department of Housing and Urban Development to the Department of Justice.

Pages 26514, 26521

(9) Bond (for Johnston) Amendment No. 2797, to provide for a study by the National Academy of Sciences with respect to indoor radon and other naturally occurring radioactive materials (NORM).

Pages 26514, 26518, 26521

(10) Bond (for Bingaman) Amendment No. 2798, to reduce energy costs of Federal facilities for which funds are made available under this Act.

Pages 26514, 26518, 26521

(11) Bond Amendment No. 2799, to increase amounts provided for FEMA salaries and expenses, Office of the Inspector General, and emergency food and shelter.

Pages 26514, 26518, 26521

(12) Bond Amendment No. 2800, to make technical corrections and modifications.

Pages 26514, 26518

(13) Bond (for Kempthorne) Amendment No. 2801, to extend the date that funds are reserved for the safe drinking water revolving fund, if authorized, to April 30, 1996.

Pages 26514, 26519

(14) Bond (for Faircloth) Amendment No. 2802, to prevent HUD from investigating any person or persons that exercise their right to free speech, to block housing or zoning decisions that HUD may view as a violation of the Fair Housing Act.

Pages 26514, 26519

(15) Bond (for Faircloth) Amendment No. 2803, to preserve the national occupancy standard of two persons per bedroom.

Pages 26514, 26519

(16) Bond (for Feinstein) Amendment No. 2804, relating to eligible activities under section 105 of the Housing and Community Development Act of 1974.

Pages 26514, 26520

(17) Bond (for Warner) Amendment No. 2805, to impose a moratorium during fiscal year 1996, and to require a report on the conversion of Environmental Protection Agency contracts for research and development.

Pages 26514, 26520

(18) Bond (for Moynihan/D'Amato) Amendment No. 2806, relating to a special purpose grant for the renovation of the central terminal in Buffalo, New York.

Pages 26514, 26520

(19) Bond Amendment No. 2807, to provide funding for the Corporation for National and Community Service to permit the orderly termination of previously initiated activities and programs, including the Corporation's Office of Inspector General.

Pages 26514, 26520

(20) Bond (for Feingold) Amendment No. 2808, to provide for a report on the impact of community development grants on plant relocations and job dislocation.

Pages 26514, 26520

Rejected:

(1) By 39 yeas to 61 nays (Vote No. 467), Baucus Amendment No. 2786, to provide that any provision that limits implementation or enforcement of any environmental law shall not apply if the Administrator of the Environmental Protection Agency determines that application of the prohibition or limitation would diminish the protection of human health or the environment otherwise provided by law.

Pages 26469, 26473

(2) Sarbanes Amendment No. 2782, to restore homeless assistance funding to fiscal year 1995 levels using excess public housing agency project reserves. (By 52 yeas to 48 nays (Vote No. 468), Senate tabled the amendment.)

Pages 26469, 26476

During consideration of this bill today, the following action also occurred:

By 47 yeas to 53 nays (Vote No. 465), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to the consideration of Rockefeller Amendment No. 2784, to strike section 107 which limits compensation for mentally disabled veterans and offset the loss of revenues by ensuring that any tax cut benefits only those families with incomes less than $100,000. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 26469

By 51 yeas to 49 nays (Vote No. 466), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to the consideration of Rockefeller Amendment No. 2785 (to committee amendment on page 8, lines 9–10), to increase funding for veterans' medical care and offset the increase in funds by ensuring that any tax cut benefits only those families with incomes less than $100,000. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages 26469, 26473**

By 45 yeas to 54 nays (Vote No. 469), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate reject a motion to waive certain provisions of the Congressional Budget Act of 1974 with respect to consideration of Lautenberg Modified Amendment No. 2788, to restore funding for hazardous waste clean up, for sewage treatment grants, and provide funds for the Council of Environmental Quality, and offset the increase in funds by ensuring that any tax cut benefits only those families with incomes less than $150,000. **Pages 26479, 26496**

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Bond, Gramm, Burns, Stevens, Shelby, Bennett, Hatfield, Mikulski, Leahy, Johnston, Lautenberg, Kerrey, and Byrd. **Page 26523**

Labor/HHS/Education Appropriations, 1996—Consideration: A unanimous-consent agreement was reached providing for the consideration of a motion(s) to proceed to consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996, on Thursday, September 28, 1995, with a vote on the motion to occur at 10 a.m. **Page 26541**

Nominations Received: Senate received the following nominations:

Michael V. Dunn, of Iowa, to be an Assistant Secretary of Agriculture.

Michael V. Dunn, of Iowa, to be a Member of the Board of Directors of the Commodity Credit Corporation.

42 Army nominations in the rank of general. **Page 26566**

Messages From the House: **Page 26542**

Statements on Introduced Bills: **Page 26542**

Additional Cosponsors: **Page 26554**

Amendments Submitted: **Page 26555**

Authority for Committees: **Page 26562**

Additional Statements: **Page 26562**

Record Votes: Six record votes were taken today. (Total—470) **Pages 26472, 26473, 26475, 26477, 26496, 26523**

Recess: Senate convened at 9 a.m., and recessed at 6:20 p.m., until 9 a.m., on Thursday, September 28, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 26566.)

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: Committee began its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again tomorrow.

ECONOMIC GROWTH AND REGULATORY PAPERWORK REDUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 650, to increase the amount of credit available to fuel local, regional, and national economic growth by reducing the regulatory burden imposed upon financial institutions.

AIR TRAFFIC MANAGEMENT REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on S. 1239, to reform the Federal Aviation Administration's personnel and procurement operations, and regulatory and rulemaking procedures, and to enable the FAA to convert to a primarily user-funded entity, after receiving testimony from Senator Lautenberg; Federico Peña, Secretary of Transportation; David R. Hinson, Administrator, and Linda H. Daschle, Deputy Administrator, both of the Federal Aviation Administration, Department of Transportation; John J. Fearnsides, MITRE Corporation, McLean, Virginia; Donald Fuqua, Aerospace Industries Association of America, Inc., Barry Krasner, National Air Traffic Controllers Association, and John W. Olcott, National Business Aircraft Association, all of Washington, D.C.; and James Robinson, Allied-Signal Engines, Phoenix, Arizona.

BUDGET RECONCILIATION

Committee on Finance: Committee continued its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Kathleen A. McGinty, of Pennsylvania, to be a Member of the Council on Environmental Quality, after the nominee testified and answered questions in her own behalf.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Friday, September 29.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2398–2412; and 1 resolution, H.J. Res. 108 were introduced.

Page 26655

Reports Filed: Reports were filed as follows:

H.R. 436, to require the head of a Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations, amended (H. Rept. 104–262, Part I);

H. Res. 230, providing for the consideration of H.J. Res. 108, making continuing appropriations for the fiscal year 1996 (H. Rept. 104–263);

H. Res. 231, waiving points of order against the conference report of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–264);

H. Res. 232, waiving points of order against the conference report of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–265);

Report on the "Revised Subdivision of Budget Totals for Fiscal Year 1996" (H. Rept. 104–266); and

H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions, amended (H. Rept. 104–267).

Page 26655

Journal: By a recorded vote of 344 ayes to 66 noes, with 1 voting "present", Roll No. 687, the House approved the Journal of Monday, September 25.

Pages 26567, 26583

Resignation: Read and accepted a letter from the Governor of Illinois wherein he transmits Representative Reynolds resignation as a Member of the One Hundred Fourth Congress.

Page 26567

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Educational and Economic Opportunities, International Relations, the Judiciary, Resources, Science, and Veterans' Affairs.

Page 26572

Social Security Act amendments: House passed H.R. 2288, to amend part D of title IV of the Social Security Act to extend for 2 years the deadline by which States are required to have in effect an automated data processing and information retrieval system for use in the administration of State plans for child and spousal support.

Page 26572

Truth in Lending: House passed H.R. 2399, to amend the Truth in Lending Act to clarify the intent of such Act and to reduce burdensome regulatory requirements on creditors.

Page 26573

Teamwork for Employees and Managers Act: By a recorded vote of 221 ayes to 202 noes, Roll No. 691, the House passed H.R. 743, to amend the National Labor Relations Act to allow labor management cooperative efforts that improve economic competitiveness in the United States to continue to thrive.

Page 26576

Agreed to the committee amendment in the nature of a substitute.

Page 26618

Agreed to:

The Traficant amendment, as modified, that provides for equal representation between employees and representatives of management during negotiations.

Page 26614

Rejected:

The Sawyer amendment in the nature of a substitute that sought to clarify provisions in the bill stating that a workplace team created to improve competitiveness is not a prohibited unfair labor practice under the National Labor Relations Act and protects self-directed teams of employees, specifically focused supervisor-managed work teams and broader "ad hoc" teams of managers (rejected by a recorded vote of 204 ayes to 221 noes, Roll No. 688);

Page 26598

The Moran amendment that sought to require persons representing employees in involvement groups be elected by a majority of the employees by secret ballot (rejected by a recorded vote of 195 ayes to 228 noes, Roll No. 689); and

Pages 26609, 26617

The Doggett amendment that sought to clarify language regarding allowable activities in collective bargaining (rejected by a recorded vote of 187 ayes to 234 noes, Roll No. 690).

Page 26615

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill.

Page 26619

H. Res. 226, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 267 yeas to 149 nays, Roll No. 686.

Page 26576

Committees To Sit: The following committees and their subcommittees received permission to sit during the proceedings of the House under the 5-minute rule on Thursday, September 28: Committees on Agriculture, Banking and Financial Services, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, the Judiciary, Resources, Science, Small Business, Transportation and Infrastructure, and Veterans' Affairs.

Page 26619

Committee Elections: House agreed to H. Res. 229, electing the following Members to the following standing committee: Committee on Commerce: Representative Collins of Illinois, to rank above Representative Wyden of Oregon; and Representative Richardson of New Mexico, to rank above Representative Bryant of Texas; and designating Representative Oberstar of Minnesota, to rank above Representative Mineta of California on the Committee on Transportation and Infrastructure.

Page 26619

International Space Station Authorization: House completed all general debate on H.R. 1601, to authorize appropriations to the National Aeronautics and Space Administration to develop, assemble, and operate the International Space Station; but came to no resolution thereon. Reading for amendments will begin on Thursday, September 28.

Page 26620

H. Res. 228, the rule under which the bill is being considered, was agreed to earlier by voice vote.

Page 26620

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 26654

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 26656.

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 26582, 26608, 26617. There were no quorum calls.

Adjournment: Met at noon and adjourned at 11:04 p.m.

Committee Meetings

BUDGET ALLOCATION

Committee on Appropriations: Approved a revised Section 602(b) budget allocation report for fiscal year 1996.

OVERSIGHT—FEDERAL HOME LOAN BANK SYSTEM

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises held an oversight hearing on the Federal Home Loan Bank System. Testimony has heard from Nicholas P. Retsinas, Assistant Secretary, Housing, Department of Housing and Urban Development; Jonathan L. Fiechter, Acting Director, Office of Thrift Supervision, Department of the Treasury; Bruce Morrison, Chairman, Federal Housing Finance Board; and Tom McCool, Associate Director, Financial Institutions and Markets Issues, GAO.

Hearings continue tomorrow.

THRIFT CHARTER CONVERSION ACT

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit approved for full Committee action amended H.R. 2363, Thrift Charter Conversion Act of 1995.

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported amended the following bills: H.R. 436, to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations; and H.R. 1747, Federally Supported Health Centers Assistance Act of 1995.

NLRB REFORM

Committee on Economic and Educational Opportunities: Subcommittee on Employer-Employee Relations held a hearing on National Labor Relations Board Reform. Testimony was heard from public witnesses.

BUDGET RECONCILIATION

Committee on International Relations: Approved Budget Reconciliation instructions for transmittal to the Committee on the Budget.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Continued markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue October 11.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge; H.R. 2005, to direct the Secretary of the Interior to make technical corrections in maps relating to the Coastal Barrier Resources System; and H.R. 1358, amended, to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, MA.

CONFERENCE REPORT—INTERIOR APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representative Regula.

CONFERENCE REPORT—DEFENSE APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representative Young of Florida and Representative Hefner.

CONTINUING APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule providing for the consideration of H.J. Res. 108, making continuing appropriations for the fiscal year 1996, in the House, any rule of the House to the contrary notwithstanding. The rule provides 1 hour of debate. The rule provides one motion to recommit, with or without instructions. The motion to recommit may include instructions only if offered by the Minority Leader or his designee. Testimony was heard from Chairman Livingston and Representatives Gekas, Shays, Smith of Michigan and Obey.

SPACE SHUTTLE IN TRANSITION

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on the Space Shuttle in Transition: Keeping Safety Paramount. Testimony was heard from the following officials of NASA: Paul Johnstone, Director, Aerospace Safety Advisory Panel; and Wayne Littles, Director, Human Spaceflight; and public witnesses.

DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITY

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on Veterans Affairs Medical Center Brooklyn, New York. Testimony was heard from the following officials of the Department of Veterans Affairs: James J. Farsetta, Director, Medical Center, Brooklyn, New York; John H. Baffa, Deputy Assistant Secretary, Security and Law Enforcement; and Stephen A. Trodden, Inspector General.

Joint Meetings

APPROPRIATIONS—AGRICULTURE

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996.

LINE ITEM VETO ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 4, to give the President line item veto authority over appropriation Acts and targeted tax benefits in revenue Acts, but did not complete action thereon, and recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, September 28, 1995

Senate

Chamber Action

Routine Proceedings, pages 26758–26901

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1280–1284, and S. Res. 176. **Page 26876**

Measures Reported:

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for fiscal year 1996" (S. Rept. 104–149) **Page 26876**

Measures Passed:

Truth in Lending: Senate passed H.R. 2399, to amend the Truth in Lending Act to clarify the intent of such Act and to reduce burdensome regulatory requirements on creditors, clearing the measure for the President. **Page 26896**

Official Office Expenses: Senate agreed to S. Res. 176, relating to expenditures for official office expenses. **Page 26898**

Attorney's Fees Equity Act: Senate passed S. 144, to amend section 526 of title 28, United States Code, to authorize awards of attorney's fees. **Page 26899**

Bankruptcy Code Corrections: Senate passed S. 977, to correct certain references in the Bankruptcy Code. **Page 26899**

Biotechnological Patents: Senate passed S. 1111, to amend title 35, United States Code, with respect to patents on biotechnological processes. **Page 26899**

Judicial Tenure: Senate passed S. 531, to authorize a circuit judge who has taken part in an in banc hearing of a case to continue to participate in that case after taking senior status, after agreeing to a committee amendment. **Page 26900**

Defense Production Act Amendments: Senate passed S. 1147, to extend and reauthorize the Defense Production Act of 1950.

Page 26900

Labor/HHS/Education Appropriations, 1996: By 54 yeas to 46 nays (Vote No. 471), Senate rejected a motion to proceed to consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996, (The motion, pursuant to the order of Wednesday, September 27, 1995, required 60 votes or more.)

Page 26763

Also, by 54 yeas to 46 nays (Vote No. 472), Senate again rejected the motion to proceed to the consideration of the bill.

Page 26773

Subsequently, the motion to proceed was withdrawn.

Commerce, Justice, State Appropriations, 1996: Senate began consideration of H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 30, 1996, with committee amendments, taking action on amendments proposed thereto, as follows:

Page 26797

Adopted:

(1) Gramm Amendment No. 2813, to make certain technical corrections.

Page 26829

(2) Hatfield Amendment No. 2814 (to committee amendment beginning on page 2, line 9 through page 3, line 5), to add funds by increasing 602(b) allocations.

Page 26829

(3) Gramm (for Abraham/Grams) Amendment No. 2820, to terminate the Regulatory Coordination Advisory Committee, the Biotechnology Technical Advisory Committee, and the Advisory Corrections Counsel.

Page 26867

(4) Gramm (for Helms) Amendment No. 2821, to extend the authority to administer au pair programs through fiscal year 1999.

Page 26868

(5) Gramm (for Dorgan/Conrad) Amendment No. 2822, to express the sense of the Senate on United States-Canada Cooperation concerning an outlet to relieve flooding at Devils Lake in North Dakota.

Page 26868

(6) Gramm (for Hollings) Amendment No. 2823, to increase funding for the Manufacturing Extension Partnership program.

Page 26868

(7) Gramm (for Hollings) Amendment No. 2824, to reduce funding for the Commerce Reorganization Transition Fund.

Page 26868

(8) Gramm Amendment No. 2825, to provide for the relocation of the Office of Cuba Broadcasting.

Page 26868

(9) Gramm (for Hatfield/Hollings) Amendment No. 2826, providing that the Eisenhower Exchange Fellowships, Inc., may use any earned but unused trust income from the period 1992–1995 for Fellowship purposes.

Page 26868

(10) Gramm (for Helms) Amendment No. 2827, to waive until December 1, 1995, the requirement for authorizations of appropriations for Department of State funding.

Page 26868

(11) Gramm (for Helms/Pell) Amendment No. 2828, to make available for diplomatic and consular programs funds collected from new fees charged for the expedited processing of certain visas and border crossing cards.

Page 26869

Pending:

Biden Amendment No. 2815, to restore funding for grants to combat violence against women.

Page 26833

McCain/Dorgan Amendment No. 2816, to ensure competitive bidding for DBS spectrum.

Page 26841

Kerrey Amendment No. 2817, to decrease the amount of funding for Federal Bureau of Investigation construction and increase the amount of funding for the National Information Infrastructure.

Page 26844

Biden/Bryan Amendment No. 2818, to restore funding for residential substance abuse treatment for State prisoners, rural drug enforcement assistance, the Public Safety Partnership and Community Policing Act of 1994, drug courts, grants or contracts to the Boys and Girls Clubs of America to establish Boys and Girls Clubs in public housing, and law enforcement family support programs, to restore the authority of the Office of National Drug Control Policy, to strike the State and Local Law Enforcement Assistance Block Grant Program, and to restore the option of States to use prison block grant funds for boot camps.

Page 26858

Domenici Amendment No. 2819 (to committee amendment on page 26, line 18), to improve provisions relating to appropriations for legal assistance.

Page 26865

A unanimous-consent agreement was reached providing for further consideration of the bill on Friday, September 30, 1995.

Pages 26865, 26900

Small Business Lending Enhancement Act—Conference Report: Senate agreed to the conference report on S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the Administration.

Page 26898

Appointments:

North Atlantic Assembly Fall Meeting: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators as members of the Senate Delegation to the North Atlantic Assembly Fall Meeting during the First Session of the 104th Congress, to be held in Turin, Italy, October 5–9, 1995: Senators Cochran, Grassley, Murkowski, Gorton, and Akaka. **Page 26896**

Nominations Confirmed: Senate confirmed the following nominations: James L. Dennis, of Louisiana, to be United States Circuit Judge for the Fifth Circuit. **Page 26797**

During consideration of this nomination, Senate also took the following action:

By 46 yeas to 54 nays (Vote No. 473), Senate rejected a motion to recommit the nomination to the Committee on the Judiciary. **Page 26781**

Messages From the House: **Page 26875**

Measures Referred: **Page 26875**

Communications: **Page 26875**

Statements on Introduced Bills: **Page 26876**

Additional Cosponsors: **Page 26882**

Amendments Submitted: **Page 26883**

Authority for Committees: **Page 26888**

Additional Statements: **Page 26888**

Record Votes: Three record votes were taken today. (Total—473) **Pages 26773, 26781, 26797**

Recess: Senate convened at 9 a.m., and recessed at 9:52 p.m., until 9 a.m., on Friday, September 29, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 26901.)

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture, Nutrition, and Forestry: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

ETHANOL PRODUCTION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine the effects of the ethanol industry on farm income, deficiency payments, energy efficiency, and economic activity in rural America, after receiving testimony from Dan Glickman, Secretary of Agriculture; Carol M. Browner, Administrator, Environmental Protection Agency; Eric Vaughn, Renewable Fuels Association, Washington, D.C.; Douglas A. Durante, Clean Fuels Development Coalition, Bethesda, Maryland; and Merlin Plagge, Iowa Farm Bureau, Des Moines.

PUBLIC HOUSING REFORM

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 1260, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, after receiving testimony from Henry G. Cisneros, Secretary of Housing and Urban Development; Joseph G. Schiff, The Schiff Group, Inc., Bethesda, Maryland, former Assistant Secretary of Housing and Urban Development for Public and Indian Housing; Richard C. Gentry, Richmond Redevelopment and Housing Authority, Richmond, Virginia, on behalf of the National Association of Housing and Redevelopment Officials; John H. Hiscox, Macon, Georgia Housing Authority, on behalf of the Public Housing Authorities Directors Association; Gregory Byrne, Dade County Department of Housing and Urban Development, Miami, Florida, on behalf of the Council of Large Public Housing Authorities; Paul Graziano, New York City Housing Authority, New York, New York, on behalf of the National Leased Housing Association; Thomas R. Shuler, Insignia Management Corporation, Greenville, South Carolina, on behalf of the National Apartment Association and the National Multi Housing Council; Karen V. Hill, Fair Housing Implementation Office, Yonkers, New York, on behalf of the National Low Income Housing Coalition; Nancy Bernstine, National Housing Law Project, and Othello W. Poulard, Center for Community Change, both of Washington, D.C.; Ann O'Hara, Boston, Massachusetts, on behalf of the Consortium for Citizens with Disabilities; Helen Boosalis, Lincoln, Nebraska, on behalf of the American Association of Retired Persons; Rosemary Rittenberg, Massachusetts Union of Public Housing Tenants, Dorchester; and Sharron D. Lipscomb, Empowerment Network Foundation, Alexandria, Virginia.

BUDGET RECONCILIATION

Committee on Commerce, Science, and Transportation: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Patricia J. Beneke, of Iowa, to be Assistant Secretary for Water and Science, and Eluid L. Martinez, of New Mexico, to be Commissioner of the Bureau of Reclamation, both of the Department of the Interior, Derrick L. Forrister, of Tennessee, to be Assistant Secretary of Energy for Congressional and Intergovernmental Affairs, and Charles William Burton, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation, after the nominees testified and answered questions in their own behalf.

BUDGET RECONCILIATION

Committee on Finance: Committee continued its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Joan M. Plaisted, of California, to be Ambassador to the Republic of the Marshall Islands and to serve concurrently and without additional compensation as Ambassador to the Republic of Kiribati, and Don Lee Gevirtz, of California, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, Ambassador to the Kingdom of Tonga, and Ambassador to Tuvalu, after the nominees, who were introduced by Senator Feinstein, testified and answered questions in their own behalf.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Ned R. McWherter, of Tennessee, to be Governor of the United States Postal Service, and Donald S. Wasserman, of the District of Columbia, to be a Member of the Federal Labor Relations Authority, after the nominees testified and answered questions in their own behalf. Mr. McWherter was introduced by Senator Frist.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of R. Guy Cole, Jr., of Ohio, to be United States Circuit Judge for the Sixth Circuit, Susan J. Dlott, to be United States District Judge for the Southern District of Ohio, Stephen Murray Orlofsky, to be United States District Judge for the District of New Jersey, Barry Ted Moskowitz, to be United States District Judge for the Southern District of California, and John R. Tunheim, to be United States District Judge for the District of Minnesota, after the nominees testified and answered questions in their own behalf. Mr. Cole and Ms. Dlott were introduced by Senator Glenn and Representative Stokes; Mr. Orlofsky was introduced by Senators Bradley and Lautenberg, Mr. Moskowitz was introduced by Senator Boxer, and Mr. Tunheim was introduced by Senators Grams and Wellstone.

NON-IMMIGRANT ISSUES

Committee on the Judiciary: Committee concluded hearings to examine non-immigrant immigration issues, after receiving testimony from Robert B. Reich, Secretary of Labor; Doris Meissner, Commissioner, Immigration and Naturalization Service, Department of Justice; Austin T. Fragomen, Fragomen, Del Rey & Bernsen, New York, New York, on behalf of the American Council on International Personnel; Grace Gentry, Gentry, Incorporated, Oakland, California, on behalf of the National Association of Computer Consultant Businesses; Lawrence Richards, Software Professionals' Political Action Committee, Austin, Texas; David Auston, Rice University, Houston, Texas, on behalf of the Association of American Universities; Philip P. Martin, University of California, Davis; Bob L. Vice, California Farm Bureau Federation, Sacramento; John Young, New England Apple Council, New Boston, New Hampshire; James S. Holt, McGuiness & Williams, and David North, both of Washington, D.C.; Dolores Huerta, United Farm Workers of America (AFL–CIO), Keene, California; Robert A. Williams, Florida Rural Legal Services, Tallahassee; and Wallace Huffman, Iowa State University, Ames.

PRIVATE EFFORTS TO RESHAPE AMERICA

Committee on Labor and Human Resources: Subcommittee on Children and Families concluded hearings to examine the effectiveness of private organizations in providing social services, after receiving testimony from Robert L. Woodson, Sr., National Center for Neighborhood Enterprise, and John Woods, Gospel Mission of Washington, D.C., both of Washington, D.C.; Freddie Garcia, Victory Home, San Antonio, Texas; James Heurich, San Antonio Teen Challenge, San Antonio, Texas; Jerry Hayes, Sunshine Mission, St. Louis, Missouri; Janet W. Evans, Person-to-Person, Darien, Connecticut; Joan Smith, St. Elizabeth's Regional Maternity Center, New Albany, Indiana; and John Booy, The Potter's House, Grand Rapids, Michigan.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2413–2423, and 1 private bill, H.R. 2424; and 2 resolutions, H.J. Res. 109 and H. Res. 223 were introduced.

Page 26756

Reports Filed: Reports were filed as follows:

Conference report on H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1995 (H. Rept. 104–268); and

Conference report on S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration (H. Rept. 104–269).

Pages 26713, 26756

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hefley to act as Speaker pro tempore for today.

Page 26677

Middle East Peace Facilitation: House passed H.R. 2404, to extend authorities under the Middle East Peace Facilitation Act of 1994 until November 1, 1995.

Page 26684

Continuing Appropriations: House passed H.J. Res. 108, making continuing appropriations for the fiscal year 1996.

Page 26685

Agreed to the Rogers technical amendment.

Page 26690

H. Res. 230, the rule under which the joint resolution was considered, was agreed to earlier by a voice vote.

Page 26685

Recess: House recessed at 1:59 p.m. and reconvened at 3:02 p.m.

Page 26709

International Space Station Authorization: House passed H.R. 1601, to authorize appropriations to the National Aeronautics and Space Administration to develop, assemble, and operate the International Space Station.

Page 26691

Agreed to the committee amendment in the nature of a substitute.

Page 26693

Three-Judge State Referenda Review: H.R. 1170, to provide that cases challenging the constitutionality of measures passed by State referendum be heard by a 3-judge court.

Page 26693

Agreed to the committee amendment in the nature of a substitute.

Page 26712

Rejected:

The Schroeder amendment that sought to limit the application of the bill to court districts which have either only one sitting judge or that have multiple judges who can receive cases in any other way other than a random assignment basis (rejected by a recorded vote of 177 ayes to 248 noes, Roll No. 692); and

Page 26703

The Watt amendment that sought to make the provisions of the bill applicable only to the State of California.

Page 26710

Agreed to amend the title.

Page 26712

H. Res. 227, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 26693

Interior Appropriations: By a recorded vote of 251 ayes to 171 noes, Roll No. 695, the House agreed to H. Res. 231, waiving points of order against the conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995.

Pages 26725, 26730

Defense Appropriations: by a yea-and-nay vote of 284 yeas to 139 nays, Roll No. 694, the House agreed to H. Res. 232, waiving points of order against the conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

Page 26728

British-American Interparliamentary Group: The Speaker appointed Representative Bereuter, Chairman, to the British-American Interparliamentary Group on the part of the House.

Page 26731

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 26710, 26712, 26730, 26731. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:40 p.m.

Committee Meetings

BUDGET RECONCILIATION

Committee on Agriculture: On September 27, the Committee concluded consideration of Budget Reconciliation recommendations, but came to no resolution thereon.

OVERSIGHT—FEDERAL HOME LOAN BANK SYSTEM

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises concluded oversight hearings on the Federal Home Loan Bank System. Testimony was heard from the following officials of Federal Home Loan Bank System: Alex J. Pollock, President and CEO, Chicago; Alfred A. DelliBovi, President, New York; and John K. Darr, Managing Director, Office of Finance; and public witnesses.

BUDGET RECONCILIATION

Committee on Economic and Education Opportunities: Approved Budget Reconciliation recommendations.

HEALTH FRAUD AND ABUSE

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on the following bills: H.R. 2326, Health Care Fraud and Abuse Prevention Act of 1995;

and H.R. 1850, Health Fraud and Abuse Act. Testimony was heard from Gerald Stern, Special Counsel, Financial Institution Fraud, Department of Justice; and public witnesses.

TAXPAYER-FUNDED POLITICAL ADVOCACY

Committee on Government Reform and Oversight: Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs held a hearing on Taxpayer-funded Political Advocacy. Testimony was heard from Representative Longley; and public witnesses.

MISCELLANEOUS MEASURES

Committee on House Oversight: Ordered reported the following resolutions: S. Con. Res. 21, amended, directing that the "Portrait Monument" carved in the likeness of Lucretia Mott, Susan B. Anthony, and Elizabeth Cady Stanton, now in the Crypt of the Capitol, be restored to its original state and be placed in the Capitol Rotunda; and H. Con. Res. 94, authorizing the use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Raoul Wallenberg in the Capitol.

TERRORISM IN LATIN AMERICA

Committee on International Relations: Held a hearing on Terrorism in Latin America/AMIA Bombing in Argentina. Testimony was heard from Phillip Wilcox, Coordinator for Counterterrorism, Department of State; Robert Bryant, Assistant Director, National Security Division, FBI, Department of Justice; and public witnesses.

OVERSIGHT—U.S. OVERSEAS PROGRAMS EFFECTIVENESS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held an oversight hearing on the Effectiveness of U.S. Overseas Programs to Promote International Tourism and Travel to the United States. Testimony was heard from Senator Pressler; Greg Farmer, Under secretary, Travel and Tourism, Department of Commerce; Richard Speros, Director, Division of Tourism, State of Wisconsin; and public witnesses.

BOSNIAN REFUGEES

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on Bosnian Refugees, Testimony was heard from Brunson McKinley, Under Secretary, Department of State, and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime held a hearing on the following bills: H.R. 1241, DNA Identification Grants Improvement Act; H.R. 1533, to amend title 18, United States Code, to increase the penalty for escaping from a Federal prison; H.R. 1552, False Identification Act of 1995; H.R. 2359, to clarify the method of execution of Federal prisoners; and H.R. 2360, to amend title 18, United States Code, to permit Federal prisoners to engage in community service projects. Testimony was heard from Representatives Chabot, Wynn, and Bryant of Tennessee; the following officials of the Department of Justice: Kevin Di Gregory, Deputy Assistant Attorney General, Criminal Division; Thomas R. Kane, Assistant Director, Information, Policy and Public Affairs, Federal Bureau of Prisons; and Milton Aehlrich, Assistant Director, FBI; and public witnesses.

OVERSIGHT—WILD BIRD CONSERVATION ACT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held an oversight hearing on the Wild Bird Conservation Act of 1992 (P.L. 102–440). Testimony was heard from Representative Ewing: Marshall Jones, Assistant Director, International Affairs, U.S. Fish and Wildlife Service, Department of the Interior; Lawrence Herrighty, Supervising Wildlife Biologist, Division of Fish, Game and Wildlife, Department of Environmental Protection, State of New Jersey; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 194, to direct the Secretary of the Interior to make matching contributions toward the purchase of the Sterling Forest in the State of New York; H.R. 1256, Sterling Forest Protection Act of 1995; and the Snow Basin Land Exchange Act of 1995. Testimony was heard from Senators Bradley and Lautenberg; Representatives Gilman, Roukema, Torricelli, Martini and Frelinghuysen; Marie Rust, Northeast Director, National Park Service, Department of the Interior; Gray Reynolds, Deputy Chief, Forest Service, USDA; Bernadette Castro, Commissioner, Office of Parks, Recreation and Historic Preservation, State of New York; James F. Hall, Assistant Commissioner, Department of Environmental Protection, Office of Natural and Historic Resources, State of New Jersey; and public witnesses.

IMPACT OF GOVERNMENT REGULATORY, TAX AND LEGAL POLICY ON TECHNOLOGY DEVELOPMENT

Committee on Science: Subcommittee on Technology held a hearing on Impact of Government Regulatory, Tax and Legal Policy on Technology Development and Competitiveness. Testimony was heard from Allan I. Mendelowitz, Managing Director, International Trade, Finance and Competitiveness, GAO; Andrew W. Wyckoff, Program Director, Industry, Telecommunications and Commerce, OTA; and public witnesses.

SBA's VENTURE CAPITAL PROGRAMS

Committee on Small Business: Held a hearing on SBA's Venture Capital Programs. Testimony was heard from the following officials of the GAO: Donald Wheeler, Deputy

Director, Office of Special Investigations; and Judy England-Joseph, Director, Housing and Community Development Issues; and Patricia Forbes, Acting Associate Deputy Administrator, Economic Development, SBA.

BUDGET RECONCILIATION RECOMMENDATIONS

Committee on Transportation and Infrastructure: Approved Budget Reconciliation recommendations.

FAA REVITALIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on H.R. 2276, Federal Aviation Administration Revitalization Act of 1995. Testimony was heard from Representative Lightfoot; and public witnesses.

VETERANS' COMPENSATION COST-OF-LIVING ADJUSTMENT ACT; BUDGET RECONCILIATION

Committee on Veterans' Affairs: Ordered reported H.R. 2394, Veterans' Compensation Cost-of-Living Adjustment Act of 1995.

The Committee also approved Budget Reconciliation recommendations.

Joint Meetings

AUTHORIZATION—DEFENSE

Conferees met in closed session on the differences between the Senate- and House-passed versions of H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996, but did not complete action thereon and recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Conferees on Wednesday, September 27, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996.

SMALL BUSINESS LENDING ENHANCEMENT ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the Administration.

Friday, September 29, 1995

Senate

Chamber Action

Routine Proceedings, pages 26987–27222

Measures Introduced: Thirteen bills and six resolutions were introduced, as follows: S. 1285–1297, S.J. Res. 38, S. Res. 177–179, and S. Con. Res. 28 and 29.
Page 27129

Measures Reported: Reports were made as follows:

S. 325, to make certain technical corrections in laws relating to Native Americans. (S. Rept. No. 104–150)

S. 868, to provide authority for leave transfer for Federal employees who are adversely affected by disasters or emergencies. (S. Rept. No. 104–151)

S. 1084, to provide for the conveyance of the C.S.S. *Hunley* to the State of South Carolina. (S. Rept. No. 104–152)

S. 1141, to authorize appropriations for the activities of the Under Secretary of Commerce for Technology, and for scientific research services and construction of research facilities activities of the National Institute of Standards and Technology, for fiscal years 1996, 1997, and 1998. (S. Rept. No. 104–153)

H.R. 2288, to amend part D of title IV of the Social Security Act to extend for 2 years the deadline by which States are required to have in effect an automated data processing and information retrieval system for use in the administration of State plans for child and spousal support.

S.J. Res. 21, proposing a constitutional amendment to limit congressional terms, with an amendment in the nature of a substitute.
Page 27129

Measures Passed:

Continuing Appropriations: Senate passed H.J. Res. 108, making continuing appropriations for the fiscal year 1996, clearing the measure for the President.
Page 27053

Middle East Peace Facilitation: Senate passed H.R. 2404, to extend authorities under the Middle East Peace Facilitation Act of 1994 until November 1, 1995, clearing the measure for the President.
Page 27056

Congressional Adjournment: Senate agreed to H. Con. Res. 104, providing for an adjournment of the two houses.
Page 27061

Commerce, Justice, State Appropriations, 1996: Senate passed H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending

September 30, 1996, after agreeing to committee amendments, with exceptions, and taking action on amendments proposed thereto, as follows:

Pages 26987, 27026, 27056, 27060

Adopted:

(1) By a unanimous vote of 99 yeas (Vote No. 474), Biden Amendment No. 2815, to restore funding for grants to combat violence against women.

Pages 26987, 26999

(2) By a unanimous vote of 98 yeas, 1 responding present (Vote No. 475), McCain/Dorgan Modified Amendment No. 2816, to ensure competitive bidding for DBS spectrum.

Pages 26987, 27000

(3) Domenici Amendment No. 2819 (to committee amendment on page 26, line 18), to improve provisions relating to appropriations for legal assistance. (By 39 yeas to 60 nays (Vote No. 476), Senate earlier failed to table the amendment.)

Pages 27001, 27026

(4) Kerrey Modified Amendment No. 2817, to decrease the amount of funding for Federal Bureau of Investigation construction and increase the amount of funding for the National Information Infrastructure. (By 33 yeas to 64 nays (Vote No. 477), Senate earlier failed to table the amendment.)

Pages 26987, 27038

(5) Biden/Bryan Modified Amendment No. 2818, to restore funding for residential substance abuse treatment for State prisoners, rural drug enforcement assistance, the Public Safety Partnership and Community Policing Act of 1994, drug courts, grants or contracts to the Boys and Girls Clubs of America to establish Boys and Girls Clubs in public housing, and law enforcement family support programs, to restore the authority of the Office of National Drug Control Policy, to strike the State and Local Law Enforcement Assistance Block Grant Program, and to restore the option of States to use prison block grant funds for boot camps.

Pages 26987, 27035, 27041

(6) Hatch Amendment No. 2838, to provide for appropriate remedies for prison condition lawsuits, and to discourage frivolous and abusive prison lawsuits.

Page 27041

(7) Bryan Amendment No. 2840, to provide funding for the United States Travel and Tourism Administration for implementing certain recommendations and for carry out a transition.

Page 27049, 27056

(8) By 94 yeas to 2 nays (Vote No. 479), Gregg Amendment No. 2842, to express the sense of the Senate regarding prior approval to Congress for deployment of United States ground forces in Bosnia and Herzegovina.

Pages 27049, 27056

(9) By 49 yeas to 41 nays (Vote No. 480), Kohl/Cohen Amendment No. 2843, to provide for the evaluation of crime prevention programs.

Pages 27060, 27061

(10) Grassley/Kyl Amendment No. 2844, to restrict the location of judicial conferences and meetings.

Page 27064

(11) Gramm (for Abraham) Amendment No. 2847, to disapprove of amendments to the Federal Sentencing Guidelines relating to lowering of crack sentences and sentences for money laundering and transactions in property derived from unlawful entry.

Page 27083

(12) Gramm (for Biden) Amendment No. 2848, to provide funds for public safety partnership and community policing.

Page 27083

(13) Gramm (for Bingaman) Amendment No. 2849, to reduce the energy costs of Federal facilities for which funds are made available under this Act.

Page 27083

(14) Gramm (for Bingaman) Amendment No. 2850, to require State Department to report on cost savings generated by extending foreign service officer tours of duty in nations for which the State Department requires two-year language study programs, including China, Korea and Japan.

Page 27084

(15) Gramm (for Boxer) Amendment No. 2851, to require a report to the Congress on the Doppler weather surveillance radar located on Sulphur Mountain in Ventura County, California.

Page 27085

(16) Gramm (for Brown) Amendment No. 2852, to express the sense of the Senate concerning book donation programs.

Page 27085

(17) Gramm (for Cochran) Amendment No. 2853, to prohibit funding of efforts to privatize federal prison facilities at Yazoo City, Mississippi and Forrest City, Arkansas.

Page 27085

(18) Gramm (for Burns) Amendment No. 2854, providing funds for continuation of the program to integrate energy efficient building technology with the use of structural materials made from underutilized or waste products.

Page 27086

(19) Gramm (for Cohen) Amendment No. 2855, to clarify language for providing funding for the National Maritime Heritage Act.

Page 27086

(20) Gramm (for Coverdell) Amendment No. 2856, to make available funds for the Tenth Paralympiad games for individuals with disabilities.

Page 27086

(21) Gramm (for Coverdell) Amendment No. 2857, to provide that voter registration cards may not be used as proof of citizenship.

Page 27087

(22) Gramm (for Dodd) Amendment No. 2858, to provide funding for the Ounce of Prevention Council.

Page 27087

(23) Gramm (for Feinstein) Amendment No. 2859, to make localities eligible for reimbursement of criminal alien incarceration costs.

Page 27087

(24) Gramm (for Gorton) Amendment No. 2860, to restrict implementing certain provisions of the Endangered Species Act of 1973.

Page 27088

(25) Gramm (for Graham) Amendment No. 2861, to provide funds for the Community Relations Service.

Page 27088

(26) Gramm (for Graham) Amendment No. 2862, to limit certain activities of the Office of Public Affairs at the Immigration and Naturalization Service.

Page 27088

(27) Gramm (for Hatch) Amendment No. 2863, to make available funds for the International Labor Organization.

Page 27088

(28) Gramm (for Hatch) Amendment No. 2864, to amend section 1344(b)(6) of title 31, United States Code, regarding funds to transportation of Administrator of the Drug Enforcement Administration.

Page 27092

(29) Gramm (for Helms) Amendment No. 2865, to amend the State Department Basic Authorities Act.

Page 27092

(30) Gramm (for Hollings) Amendment No. 2866, to make certain changes within the National Oceanic and Atmospheric Administration accounts.

Page 27093

(31) Gramm (for Burns) Amendment No. 2867, to provide funds for the continuation of the program to integrate energy efficient building technology with the use of structural materials made from underutilized or waste products.

Page 27095

(32) Gramm (for Leahy) Amendment No. 2868, to amend the bill with regard to the transfer of title to the Rutland City Industrial Complex.

Page 27095

(33) Gramm (for Mack) Amendment No. 2869, to increase funds for radio construction at the North/South Center in Florida.

Page 27095

(34) Gramm (for McCain) Amendment No. 2870, to restrict the use of funds under this Act for the National Fine Center.

Page 27095

(35) Gramm (for McCain) Amendment No. 2871, to express the sense of the Senate regarding compliance of the Russian Federation with the Treaty on Conventional Armed Forces in Europe.

Page 27096

(36) Gramm (for Shelby) Amendment No. 2872, to provide for a land transfer in Tuscaloosa, Alabama.

Page 27096

(37) Gramm (for Inouye) Amendment No. 2873, to provide funds for maritime security services.

Page 27096

(38) Gramm (for Coverdell) Amendment No. 2874, to express the sense of the Congress urging the President to provide for unified command and control of Department of Defense counterdrug activities.

Page 27098

(39) Gramm (for Cochran) Amendment No. 2875, to provide for the operation and maintenance of Agricultural Weather Service Centers.

Page 27098

(40) Gramm (for Jeffords) Amendment No. 2876, to restore funding for trade adjustment assistance centers.

Page 27099

(41) Gramm (for Pryor) Amendment No. 2877, to express the sense of the Congress regarding funding for the Economic Development Administration.

Page 27100

(42) Gramm (for Dole) Amendment No. 2878, to establish conditions for the termination of sanctions against Serbia and Montenegro.

Page 27103

Rejected:

Specter Amendment No. 2841, to strike the prohibition of taxpayer funded abortions for women in federal prison. (By 52 yeas to 44 nays (Vote No. 478), Senate tabled the amendment.)

Pages 27047, 27056

Withdrawn:

Bumpers Amendment No. 2845, to delete funding for the National Endowment for Democracy.

Page 27068

Committee amendment beginning on page 143, line 13 through page 145, line 18.

Page 27072

Committee amendment beginning on page 151, line 16 through page 156, line 6.

Page 27072

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Gramm, Stevens, Hatfield, Domenici, McConnell, Gregg, Hollings, Inouye, Bumpers, Lautenberg, Kerrey, and Byrd.

Page 27115

Federal Sentencing Guidelines: Senate passed S. 1254, to disapprove of amendments to the Federal Sentencing Guidelines relating to lowering crack sentences and sentences for money laundering and transactions in property derived from unlawful activity, after agreeing to the following amendment proposed thereto:

Page 27201

Coats (for Kennedy) Amendment No. 2879, to provide for a reduction in sentencing disparities.

Page 27201

Intelligence Authorization, 1996: Select Committee on Intelligence was discharged from further consideration of H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 922, Senate companion measure, and after agreeing to the following amendments proposed thereto:

Page 27204

Coats (for Specter) Amendment No. 2880 (to committee amendment on page 3, lines 18 through 21), to exclude from the Schedule of Authorizations the Joint Military Intelligence Programs.

Page 27207

Coats (for Specter) Amendment No. 2881, to reduce the total amount of funds authorized to be appropriated for the National Reconnaissance Office to offset the availability of certain prior year appropriations.

Page 27207

Coats (for Specter) Amendment No. 2882, to impose a statutory cap of one month on carry forward accounts of the National Reconnaissance Office, to require a joint review by the Inspectors General for CIA and DOD of NRO's financial management to evaluate the effectiveness of policies and internal controls over the NRO budget, and to require the President to report on a proposal to subject the budget of the intelligence community to greater executive branch oversight.

Page 27208

Coats (for Specter) Amendment No. 2883, to enhance the capabilities of certain intelligence stations, and to extend the Central Intelligence Agency Voluntary Separation Pay Act.

Page 27208

Coats (for Mikulski) Amendment No. 2884, to require a description and analysis of voluntary separation incentive proposals in the report required by the legislation.

Page 27209

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Specter, Lugar, Shelby, DeWine, Kyl, Inhofe, Hutchison, Mack, Cohen, Kerrey, Glenn, Bryan, Graham, Kerry, Baucus, Johnston, Robb, Thurmond, and Nunn.

Page 27219

Subsequently, S. 922 was returned to the Senate calendar.

Page 27219

National Children's Day: Senate agreed to S. Res. 178, designating the second Sunday in October of 1995 as "National Children's Day".

Page 27219

Joint Meeting of Congress: Senate agreed to S. Res. 179, concerning a joint meeting of Congress and the closing of the commemorations for the Fiftieth Anniversary of World War II.

Page 27219

Celebration of Jerusalem: Senate agreed to S. Con. Res. 29, providing for marking the celebration of Jerusalem on the occasion of its 300th Anniversary.

Page 27220

Social Security Act Amendments: Senate passed H.R. 2288, to amend part D of title IV of the Social Security Act to extend for 2 years the deadline by which States are required to have in effect an automated data processing and information retrieval system for use in the administration of State plans for child and spousal support, clearing the measure for the President.

Page 27221

State Department Authorizations—Agreement: A unanimous-consent time-agreement was reached providing for consideration of S. 908, to authorize appropriations for the Department of State for fiscal years 1996 through 1999 and to abolish the United States Information Agency, the U.S. Arms Control and Disarmament Agency, and the Agency for International Development.

Page 27199

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Wednesday, October 4, 1995, from 10 a.m. to 3 p.m.

Page 27221

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the proposed agreement for cooperation between the United States and the Republic of South Africa concerning peaceful uses of nuclear energy; the Committee on Foreign Relations. (PM–84).

Page 27127

Transmitting a report relative to the Export Administration Act of 1979; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–85).

Page 27128

Nominations Confirmed: Senate confirmed the following nominations:

Gen. John M. Shalikashvili, USA, under the provisions of Title 10, United States Code, Section 152, for reappointment as Chairman of the Joint Chiefs of Staff and reappointment to the grade of general while serving in that position.

Page 27057

David C. Litt, of Florida, to be Ambassador to the United Arab Emirates.

Patrick Nickolas Theros, of the District of Columbia, to be Ambassador to the State of Qatar.

David L. Hobbs, of California, to be Ambassador to the Co-operative Republic of Guyana.

William J. Hughes, of New Jersey, to be Ambassador to the Republic of Panama.

Michael William Cotter, of the District of Columbia, to be Ambassador to the Republic of Turkmenistan.

James E. Goodby, of the District of Columbia, for the rank of Ambassador during his tenure of service as Principal Negotiator and Special Representative of the President for Nuclear Safety and Dismantlement.

A. Elizabeth Jones, of Maryland, to be Ambassador to the Republic of Kazakhstan.

John K. Menzies, of Virginia, to be Ambassador to the Republic of Bosnia and Herzegovina.

John Todd Stewart, of California, to be Ambassador to the Republic of Moldova.

Peggy Blackford, of New Jersey, to be Ambassador to the Republic of Guinea-Bissau.

Edward Brynn, of Vermont, to be Ambassador to the Republic of Ghana.

Vicki J. Huddleston, of Arizona, to be Ambassador to the Democratic Republic of Madagascar.

Elizabeth Raspolic, of Virginia, to be Ambassador to the Gabonese Republic and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Democratic Republic of Sao Tome and Principe.

Daniel Howard Simpson, of Ohio, to be Ambassador to the Republic of Zaire.

John T. Conway, of New York, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 1999.

John M. Yates, of Washington, to be Ambassador to the Republic of Benin.

Harris Wofford, of Pennsylvania, to be Chief Executive Officer of the Corporation for National and Community Service.

Ned R. McWherter, of Tennessee, to be a Governor of the United States Postal Service for the term expiring December 8, 2002.

1 Air Force nomination in the rank of general.

1 Marine Corps nomination in the rank of general.

8 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Marine Corps, Navy. **Page 27199**

Nominations Received: Senate received the following nominations:

Patricia A. Gaughan, of Ohio, to be United States District Judge for the Northern District of Ohio.

Joan A. Lenard, of Florida, to be United States District Judge for the Southern District of Florida.

Clarence J. Sundram, of New York, to be United States District Judge for the Northern District of New York. **Page 27221**

Messages From the President: **Page 27127**

Messages From the House: **Page 27128**

Measures Referred: **Page 27128**

Executive Reports of Committees: **Page 27129**

Statements on Introduced Bills: **Page 27129**

Additional Cosponsors: **Page 27171**

Amendments Submitted: **Page 17174**

Notices of Hearings: **Page 27187**

Authority for Committees: **Page 27187**

Additional Statements: **Pages 27188**

Record Votes: Seven record votes were taken today. (Total—480) **Pages 27000, 27032, 27041, 27056, 27064**

Adjournment: Senate convened at 9 a.m., and in accordance with H. Con. Res. 104, adjourned at 10:07 p.m., until 9:15 a.m., on Tuesday, October 10, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 27221.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of John Wade Douglass, of Virginia, to be an Assistant Secretary of the Navy.

Prior to this action, committee concluded hearings on the aforementioned nominee, who testified and answered questions in his own behalf.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Dwight P. Robinson, of Michigan, to be Deputy Secretary, John A. Knubel, of Maryland, to be Chief Financial Officer, Hal C. Decell III, of Mississippi, to be an Assistant Secretary, Elizabeth K. Julian, of Texas, to be an Assistant Secretary, and Kevin G. Chavers, of Pennsylvania, to be President, Government National Mortgage Association, all of the Department of Housing and Urban Development, Joseph H. Neely, of Mississippi, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation, Alicia Haydock Munnell, of Massachusetts, to be a Member of the Council of Economic Advisers, and Norman S. Johnson, of Utah, and Isaac C. Hunt Jr., of Ohio, each to be a Member of the Securities and Exchange Commission, after the nominees testified and answered questions in their own behalf. Mr. Knubel was introduced by Senator Sarbanes, Mr. Decell was introduced by Senator Cochran, Mr. Neely was introduced by Senators Lott and Cochran, Ms. Munnell was introduced by Senator Moynihan, and Mr. Johnson was introduced by Senators Hatch and Bennett.

BUDGET RECONCILIATION

Committee on Finance: Committee continued in evening session its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 2425–2451; and 5 resolutions, H.J. Res. 110–112, H. Con. Res. 104–105 were introduced.

Page 26984

Reports Filed: Reports were filed as follows:

H. Res. 234, providing for consideration of H.R. 2405, to authorize appropriations for fiscal year 1996 and 1997 for civilian science activities of the Federal Government (H. Rept. 104–270);

H. Res. 235, waiving points of order against the conference report to H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996 (H. Rept. 104–271);

H.R. 1815, to authorize appropriations for the National Oceanic and Atmospheric Administration for fiscal year 1996, amended (H. Rept. 104–237, Part 2); and

H.R. 2259, to disapprove certain sentencing guideline amendments (H. Rept. 104–272).

Pages 26942, 26984

Journal: By a recorded vote of 354 ayes to 59 noes, with 1 voting "present", Roll No. 697, the House approved the Journal of Thursday, September 28.

Pages 26919, 26942

National Highway System Designation: The Speaker appointed the following additional conferees to S. 440, to amend title 23, United States Code, to designate the National Highway System:

As additional conferees for the consideration of sections 105 and 141 of the Senate bill, and section 320 of the House amendment, and modifications committed to conference: Representatives Bliley, Bilirakis, Barton, Greenwood, Dingell, Waxman, and Brown of Ohio.

As additional conferees for the consideration of section 157 of the Senate bill, and modifications committed to conference: Representatives Young of Alaska, Hansen, and Miller of California.

Page 26924

Interior Appropriations: House agreed to the Yates motion to recommit to the committee of conference the conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, with instructions that the House conferees insist on the House position on Senate amendment numbered 158, concerning fair market value for mineral patents (agreed to by a yea-and-nay vote of 277 yeas to 147 nays, Roll No. 696).

Page 26924

Presidential Messages: Read the following messages from the President:

Emergency Economic Powers: Message wherein he transmits a 6-month report on the national emergency declared to deal with the threat to national security, foreign policy, and economy of the U.S. caused by the lapse of the Export Administration Act of 1979—referred to the Committee on International Relations and ordered printed (H. Doc. 104–120); and

Page 26943

U.S. and South Africa agreement concerning nuclear energy: Message wherein he transmits the proposed agreement for cooperation between the United States of America and the Republic of South Africa Concerning Peaceful Uses of Nuclear Energy—referred to the Committee on International Relations and ordered printed (H. Doc. 104–121).

Page 26943

Defense Appropriations: House disagreed to the conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996 (rejected by a yea-and-nay vote of 151 yeas to 267 nays, with 1 voting "present", Roll No. 700).

Page 26944

Rejected the Obey motion to recommit the conference report to the committee of conference (rejected by a recorded vote of 176 ayes to 240 noes, with 1 voting "present", Roll No. 699).

Page 26955

Personal Responsibility Act: House disagreed to the Senate amendments to H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence; and agreed to a conference. Appointed as conferees: Representatives Archer, Goodling, Roberts, Shaw, Talent, Nussle, Hutchinson, McCrery, Smith of Texas, Johnson of Connecticut, Camp, Franks of Connecticut, Gibbons, Clay, de la Garza, Conyers, Ford, Waxman, Miller of California, Kennelly, Levin, and Lincoln.

Page 26957

Late Report: Committee on Transportation and Infrastructure received permission to have until 5 p.m. on Friday, October 6 to file a report on H.R. 2149, to reduce regulation, promote efficiencies, and encourage competition in the international ocean transportation system of the United States, and to eliminate the Federal Maritime Commission.

Page 26957

Alaska Native Claims Settlement Act: House agreed to S. Con. Res. 27, correcting the enrollment of H.R. 402, to amend the Alaska Native Claims Settlement Act.

Page 26957

Agreed to the Longley amendment that strikes section 109, regarding Woody Island as an eligible native village.

Page 26957

Small Business Administration: House agreed to the conference report on S. 895, to amend the Small Business Act to reduce the level of participation by the Small Business Administration in certain loans guaranteed by the Administration—clearing the measure for the President.

Page 26957

75th Anniversary of Women's Suffrage: Objection was heard to a unanimous-consent request to consider S. Con. Res. 21, directing that the "Portrait Monument" carved in the likeness of Lucretia Mott, Susan B. Anthony, and Elizabeth Cady Stanton, now in the Crypt of the Capitol, be restored to its original state and be placed in the Capitol Rotunda.

Page 26959

Raoul Wallenberg Bust: House agreed to H. Con. Res. 94, authorizing the use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Raoul Wallenberg in the Capitol.

Page 26961

District Work Period: House agreed to H. Con. Res. 104, providing for an adjournment of the two Houses.

Page 26982

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, October 10, 1995, the Speaker and the Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

Page 26982

Legislative Program: Agreed to adjourn from Friday, October 6 to Tuesday, October 10.

Page 26982

Meeting Hour: House agreed to meet at 12:30 p.m. on Tuesday, October 10 and at 8 a.m. on Wednesday, October 11.

Page 26982

50th Anniversary of World War II: It was made in order that the Speaker may declare recesses at any time on Wednesday, October 11, 1995, for the purpose of a joint meeting to commemorate the 50th anniversary of World War II.

Page 26982

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, October 11.

Page 26982

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions through October 11, 1995.

Page 26983

Personal Responsibility Act: The Speaker appointed Representative Emerson to be an additional conferee to H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence.

Page 26983

Recess: House recessed at 6:21 p.m. and reconvened at 7:25 p.m.

Page 26983

Referrals: Four Senate-passed measures were referred to the appropriate House committees and appear on page 26983.

Senate Message: Message received from the Senate today appear on pages 26942, 26983.

Quorum Calls—Votes: One quorum call (Roll No. 698), two yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 26940, 26942, 26953, 26955, 26956.

Adjournment: Met at 10 a.m., and pursuant to H. Con. Res. 104, adjourned at 7:26 p.m., until Friday, October 6 at 10 a.m.

Committee Meetings

UNITED STATES HOUSING ACT

Committee on Banking and Financial Services: Subcommittee on Housing and Community Development held a hearing on the proposed United States Housing Act of 1995. Testimony was heard from public witnesses.

NATIONAL GAMBLING IMPACT AND POLICY COMMISSION ACT

Committee on the Judiciary: Held a hearing on H.R. 497, National Gambling Impact and Policy Commission Act. Testimony was heard from Senators Simon, Lugar, Reid, and Bryan; Representatives Wolf, Ensign, Vucanovich, and LoBiondo; and public witnesses.

OMNIBUS CIVILIAN SCIENCE AUTHORIZATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2405, Omnibus Civilian Science Authorization Act of 1995. The rule provides that the bill be considered by title rather than by section and that the first section and each title be considered as read. The rule provides for the automatic adoption of an amendment striking section 304(b)(3), relating to rulemaking activities by the Department of Energy. The rule accords priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Ehlers and Brown of California.

CONFERENCE REPORT—AGRICULTURE APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving points of order against the conference report to accompany H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Programs for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard for Representative Skeen.

GUATEMALA

Permanent Select Committee on Intelligence: Met in executive session to hold a briefing on Guatemala. The Committee was briefed by departmental witnesses.

Joint Meetings

ALASKA POWER ADMINISTRATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil, but did not complete action thereon, and recessed subject to call.

◆ ◆ ◆

Friday, October 6, 1995

Senate

Chamber Action

Senate was not in session today. It will next meet at 9:15 a.m., on Tuesday, October 10, 1995.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Report Filed: One report was filed as follows: H.R. 2394, to increase, effective as of December 1, 1995, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans (H. Rept. 104–273).

Page 27248

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella to act as Speaker pro tempore for today.

Page 27246

Presidential Veto Message—Legislative Branch Appropriations: Read a message from the President wherein he announces his veto of H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, and explains his reasons therefor—ordered printed (H. Doc. 104–122).

Page 27246

Agreed to the Davis motion that further consideration of the veto message and bill be postponed until Thursday, October 12.

Page 27246

Glass Ceiling Commission: The Majority and Minority Leaders appointed Representative Kelly as a member of the Glass Ceiling Commission, vice Representative Roukema, resigned.

Page 27247

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 27247

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 10:08 a.m.

Committee Meetings

MEDICARE PRESERVATION ACT

Committee on Commerce: On October 2, the Committee began markup of H.R. 2425, Medicare Preservation Act of 1995.

Will continue October 10.

Joint Meetings

EMPLOYMENT—UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for September, receiving testimony from Katherine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

◆ ◆ ◆

Tuesday, October 10, 1995

Senate

Chamber Action

Routine Proceedings, pages 27295–27455

Measures Introduced: Ten bills were introduced, as follows: S. 1298–1307.

Page 27380

Measures Passed:

U.S. Capitol Ceremony: Senate agreed to H. Con. Res. 94, authorizing the use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Raoul Wallenberg in the Capitol.

Page 27347

Workforce Development Act: Senate began consideration of S. 143, to consolidate Federal employment training programs and create a new process and structure for funding the programs, taking action on amendments proposed thereto, as follows:

Pages 27297, 27347

Adopted:

(1) By 52 yeas to 45 nays (Vote No. 482), Moynihan Amendment No. 2887 (to Amendment No. 2885), to strike provisions repealing training and employment for trade adjustment assistance.

Pages 27351, 27361, 27371

(2) By a unanimous vote of 97 yeas (Vote No. 483), Grams Amendment No. 2888 (to Amendment No. 2885), to enable States to develop integrated plans.

Pages 27356, 27371

(3) Breaux Amendment No. 2890 (to Amendment No. 2885), to require that States use vouchers to provide education and training services to displaced workers.

Page 27363

(4) Dodd/Pell Amendment No. 2891 (to Amendment No. 2885), to provide for a migrant or seasonal farmworker program and for national discretionary grants.

Page 27365

(5) Craig Amendment No. 2892 (to Amendment No. 2885), to provide for evaluation of State programs.

Page 27374

Rejected:

(1) By 46 yeas to 49 nays (Vote No. 481), Pell (for Jeffords/Pell) Amendment No. 2886 (to Amendment No. 2885), to provide for the State distribution of funds for secondary school vocational education, postsecondary and adult vocational education, and adult education.

Pages 27347, 27358

(2) By 44 yeas to 53 nays (Vote No. 484), Glenn Amendment No. 2889 (to Amendment No. 2885), to ensure that training for displaced homemakers is included among work force employment activities and work force education activities for which funds may be used under this Act.

Pages 27358, 27372

Withdrawn:

Reported committee amendment in the nature of a substitute.

Pending:

Kassebaum Amendment No. 2885, in the nature of a substitute.

Pages 27320, 27347

Ashcroft Amendment No. 2893 (to Amendment No. 2885), to establish a requirement that individuals submit to drug tests, and to ensure that applicants and participants make full use of benefits extended through work force employment activities.

Page 27374

Senate will continue consideration of the bill on Wednesday, October 11, 1995.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Extradition Treaty with Bolivia (Treaty Doc. No. 104–22).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 27452

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting the report of the Second Supplementary Agreement amending the agreement between the United States and the Federal Republic of Germany on Social Security of January 7, 1976; to the Committee on Finance. (PM–86).

Page 27379

Nominations Received: Senate received the following nominations:

C. E. Abramson, of Montana, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2000.

Walter Anderson, of New York, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2000.

LaVeeda Morgan Battle, of Alabama, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 18, 1998.

John N. Erlenborn, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1998.

David Finn, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 2000.

Joseph H. Gale, of Virginia, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

Ernest G. Green, of the District of Columbia, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2001.

1 Air Force nomination in the rank of general.

Routine lists in the Air Force, Army, Marine Corps.

Page 27452

Messages From the President: Page 27379

Messages From the House: Page 27379

Measures Referred: Page 27379

Measures Placed on Calendar: Page 27380

Statements on Introduced Bills: Page 27380

Additional Cosponsors: Page 27404

Amendments Submitted: Page 27405

Notices of Hearings: Page 27441

Additional Statements: Page 27441

Record Votes: Four record votes were taken today. (Total–484) Pages 27358, 27352

Recess: Senate convened at 9:15 a.m., and recessed at 8:03 p.m., until 10:15 a.m., on Wednesday, October 11, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 27452.)

Committee Meetings

MEDICARE

Committee On Appropriations: On Monday, October 2, Subcommittee on Labor, Health and Human Services, Education, and Related Agencies concluded oversight hearings to examine the Medicare payment system, after receiving testimony from Jonathon Ratner, Associate Director, Health Financing Issues, General Accounting Office; George Grob, Deputy Inspector General for Evaluation and Inspections, Office of the Inspector General, and Bruce Vladeck, Administrator, Health Care Financing Administration, both of the Department of Health and Human Services; and Robert Clock, Clock Medical Supply Inc., Winfield, Kansas, on behalf of the Health Industry Distributors Association.

TRADEMARK COUNTERFEITING

Committee on the Judiciary: Committee concluded hearings on S. 1136, to strengthen Federal law enforcement and to increase criminal penalties to control and prevent commercial counterfeiting, after receiving testimony from Leonard S. Walton, Deputy Assistant Commissioner, Office of Investigations, U.S. Customs Service, Department of the Treasury; Dempster Leech, Harper Associates, Inc., New York, New York; Thomas McGann, Burton Snowboards, Burlington, Vermont; and John S. Bliss, International AntiCounterfeiting Coalition, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2452–2456; 1 private bill, H.R. 2457 were introduced. Page 27291

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today. Page 27251

Recess: House recessed at 12:59 p.m. and reconvened at 2 p.m. Page 27254

Resignation: Read a letter from Representative Mineta wherein he announces his resignation as a member of the One Hundred Fourth Congress effective today. Page 27255

Edible Oil Regulatory Reform Act: On the call of the corrections calendar, the House passed H.R. 436, to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations. Page 27255

Agreed to the Burr of North Carolina amendment in the nature of a substitute. Page 27256

The Clerk was authorized to make technical and conforming changes in the engrossment of the bill. Page 27265

Suspensions: House voted to suspend the rules and pass the following measures:

Exempting certain VA health professionals: H.R. 1384, amended, to amend title 38, United States Code, to exempt certain full-time health-care professionals of the Department of Veterans Affairs from restrictions on remunerated outside professional activities; Page 27265

Pay rates for VA nurse anesthetists: H.R. 1536, to amend title 38, United States Code, to extend for two years an expiring authority of the Secretary of Veterans Affairs with respect to determination of locality salaries for certain nurse anesthetist positions in the Department of Veterans Affairs; and Page 27268

Veterans disability compensation cost of living adjustment: H.R. 2394, to increase, effective as of December 1, 1995, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans. Page 27269

Presidential Message—United States/German Social Security Agreement: Read a message from the President wherein he transmits the Second Supplementary Agreement Amending the Agreement Between the United States of America and the Federal Republic of Germany on Social Security—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–123). Page 27270

Senate Messages: Message received from the Senate today appears on page 27254.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages 27291.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12:30 p.m. and adjourned at 6:20 p.m.

Committee Meetings

MEDICARE PRESERVATION ACT

Committee on Commerce: Continued markup of H.R. 2425, Medicare Preservation Act of 1995.

Will continue tomorrow.

ELECTRONIC REPORTING STREAMLINING ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on the Electronic Reporting Streamlining Act of 1995. Testimony was heard from Thomas E. Kelly, Director, Regulatory Management and Information, Office of Policy, Planning and Evaluation, EPA; Steve Hanna, Assistant for Information Technology, Environmental Protection Agency, State of California; and public witnesses.

NUCLEAR WASTE POLICY ACT AMENDMENTS

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 1020, to amend the Nuclear Waste Policy Act of 1982. Testimony was heard from Representatives Vucanovich and Schaefer; Daniel Dreyfus, Director, Office of Civilian Radioactive Waste Management, Department of Energy; Maitland Sharpe, Assistant Director, Resource Assessment and Planning, Department of the Interior; the following Senators, State of Nevada: Sue Lowden; Mark James and Jack Regan; and public witnesses.

MEDICARE PRESERVATION ACT

Committee on Ways and Means: Continued markup of H.R. 2425, Medicare Preservation Act of 1995.

Will continue tomorrow.

On October 9, the Committee began markup of this measure.

BRIEFING—RADICAL RUMINATIONS

Peremanent Select Committee on Intelligence: Met in executive session to receive a closed briefing on Radical Ruminations. The Committee was briefed by departmental witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 3 through September 30, 1995

	Senate	*House*	*Total*
Days in session	153	123	..
Time in session	1,420 hrs., 40′	1,120 hrs., 37′	..
Congressional Record:			
Pages of proceedings	14,800	9,734	..
Extensions of Remarks	..	1,898	..
Public bills enacted into law	13	20	33
Private bills enacted into law	..	..	..
Bills in conference	20	12	..
Measures passed, total	235	280	515
Senate bills	51	20	..
House bills	42	108	..
Senate joint resolutions	3	..	..
House joint resolutions	1	5	..
Senate concurrent resolutions	8	3	..
House concurrent resolutions	15	20	..
Simple resolutions	115	124	..
Measures reported, total	*178	*254	432
Senate bills	118	4	..
House bills	25	148	..
Senate joint resolutions	6	..	..
House joint resolutions	2	6	..
Senate concurrent resolutions	4	..	..
House concurrent resolutions	..	3	..
Simple resolutions	23	93	..
Special reports	16	5	..
Conference reports	..	13	..
Measures pending on calendar	110	42	..
Measures introduced, total	1,543	2,903	4,446
Bills	1,297	2,451	..
Joint resolutions	38	112	..
Concurrent resolutions	29	105	..
Simple resolutions	179	235	..
Quorum calls	3	15	..
Yea-and-nay votes	480	176	..
Recorded votes	..	509	..
Bills vetoed	1	1	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 153 reports has been filed in the Senate; a total of 111 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through September 30, 1995

Civilian nominations, totaling 380, disposed of as follows:

Confirmed	229
Unconfirmed	146
Withdrawn	5

Civilian nominations (FS, PHS, CG, NOAA), totaling 1,479, disposed of as follows:

Confirmed	1,001
Unconfirmed	478

Air Force nominations, totaling 12,789, disposed of as follows:

Confirmed	10,423
Unconfirmed	2,366

Army nominations, totaling 10,476, disposed of as follows:

Confirmed	8,675
Unconfirmed	1,801

Navy nominations, totaling 10,855, disposed of as follows:

Confirmed	7,650
Unconfirmed	3,205

Marine Corps nominations, totaling 2,767, disposed of as follows:

Confirmed	2,766
Unconfirmed	0
Withdrawn	1

Summary

Total nominations received this session	38,746
Total confirmed	30,744
Total unconfirmed	7,996
Total withdrawn	6

Wednesday, October 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 27464–27578

Measures Introduced: Six bills were introduced, as follows: S. 1308–1313.

Page 27543

Measures Reported: Reports were made as follows:

S. 1309, to reauthorize the tied aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project. (S. Rept. No. 104–154)

S. 1048, to authorize appropriations for fiscal year 1996 to the National Aeronautics and Space Administration for human space flight; science, aeronautics, and technology; mission support; and inspector general, with an amendment in the nature of a substitute. (S. Rept. No. 155)

Page 27543

Measures Passed:

Workforce Development Act: Committee on Labor and Human Resources was discharged from further consideration of H.R. 1617, to consolidate Federal employment training, vocational education, and adult education programs and create integrated statewide workforce development systems and, by 95 yeas to 2 nays (Vote No. 487), the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 143, Senate companion measure, and after taking action on amendments proposed thereto, as follows:

Page 27469

Adopted:

(1) Kassebaum Amendment No. 2885, in the nature of a substitute.

Page 27469

(2) By 54 yeas to 43 nays (Vote No. 486), Ashcroft Amendment No. 2893 (to Amendment No. 2885), to establish a requirement that individuals submit to drug tests, and to ensure that applicants and participants make full use of benefits extended through workforce employment activities.

Pages 27469, 27483

(3) By 57 yeas to 40 nays (Vote No. 485), Specter/Simon Amendment No. 2894 (to Amendment No. 2885), to maintain a national Job Corps program, carried out in partnership with States and communities.

Pages 27469, 27478

(4) Kassebaum (for Gramm) Amendment No. 2895 (to Amendment No. 2885), to reduce the Federal labor bureaucracy.

Pages 27487

(5) Pell/Jeffords Amendment No. 2896 (to Amendment No. 2885), to establish an Institute of Museum and Library Services.

Page 27489

(6) Kassebaum Amendment No. 2897 (to Amendment No. 2885), to make technical corrections.

Page 27489

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees.

Page 27499

Subsequently, S. 143 was returned to the Senate calendar.

Page 27499

Cuban Liberty and Democratic Solidarity Act: Senate began consideration of H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, taking action on amendments proposed thereto, as follows:

Pages 27501, 27514, 27535

Pending:

Dole Amendment No. 2898, in the nature of a substitute.

Pages 27502, 27565

A motion was entered to close further debate on Amendment No. 2898 (listed above) and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, October 13, 1995.

Page 27502

A second motion was entered to close further debate on Amendment No. 2898 (listed above) and, a vote on this cloture motion could occur on Friday, October 13, 1995.

Page 27535

Senate will continue consideration of the bill on Thursday, October 12, 1995.

Messages From the President: Senate received the following messages from the President of the United States: Transmitting the report on hazardous materials transportation for calendar years 1992–1993; referred to the Committee on Commerce, Science, and Transportation. (PM–87).

Page 27540

Messages From the President: Page 27540

Messages From the House: Page 27540

Measures Referred: Page 27540

Communications: Page 27540

Petitions: Page 27540

Executive Reports of Committees: Page 27543

Statements on Introduced Bills: Page 27543

Additional Cosponsors: Page 27551

Amendments Submitted: Page 27552

Authority for Committees: Page 27574

Additional Statements: Page 27574

Record Votes: Three record votes were taken today. (Total—487)

Pages 27486, 27499

Recess: Senate convened at 10:15 a.m., and recessed at 6:31 p.m., until 9:30 a.m., on Thursday, October 12, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 27576.)

Committee Meetings

IRAN SANCTIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to explore the status and effectiveness of the United States trade embargo against Iran, and on S. 1228, to impose U.S. trade sanctions on foreign companies trading in oil drilling equipment and oil field development with Iran, after receiving testimony from Peter Tarnoff, Under Secretary of State for Political Affairs; and John C. Gannon, Deputy Director of Intelligence, Central Intelligence Agency.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 1012, to extend the time for construction of certain FERC licensed hydro projects;

H.R. 529, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the Targhee National Forest in Wyoming; and

The nominations of Patricia J. Beneke, of Iowa, to be Assistant Secretary of the Interior for Water and Science, Eluid Levi Martinez, of New Mexico, to be Commissioner of Reclamation, Department of the Interior, Derrick L. Forrister, of Tennessee, to be Assistant Secretary of Energy for Congressional and Intergovernmental Affairs, and Charles William Burton, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation.

CHINESE MILITARY

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings to examine the growth and role of the Chinese military, receiving testimony from Winston Lord, Assistant Secretary of State for East Asian and Pacific Affairs; Joseph S. Nye, Jr., Assistant Secretary of Defense for International Security Affairs; Rick Fisher, Heritage Foundation, Ron Montaperto, National Defense University, and Alfred D. Wilhelm, Jr., Atlantic Council Federation, all of Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: Fourteen public bills, H.R. 2458–2471; and 2 resolutions, H. Con. Res. 106 and H. Res. 236 were introduced.

Page 27692

Report Filed: One report was filed as follows: H.R. 1506, to amend title 17, United States Code, to provide an exclusive right to perform sound recordings publicly by means of digital transmissions, amended (H. Rept. 104–274).

Page 27692

Recess: House recessed at 8:03 a.m. and reconvened at 11 a.m.

Pages 27579, 27584

National Highway System Designation: The Speaker appointed Representative Borski as a conferee in the conference on S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System; vice Representative Mineta, resigned.

Page 27588

Alaskan North Slope Oil: The Speaker appointed Representative Oberstar as a conferee in the conference on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil; vice Representative Mineta, resigned.

Page 27588

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, International Relations, the Judiciary, Science, Small Business, and Transportation and Infrastructure.

Page 27588

Omnibus Civilian Science Research Authorization: House completed all general debate and began reading for amendment on H.R. 2405, to authorize appropriations for fiscal years 1996 and 1997 for civilian science activities of the Federal Government; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Thursday, October 12.

Pages 27588

Agreed To:

The Brown of California amendment that strikes language relating to further authorizations for the National Science Foundation;

Page 27608

The Dunn amendment that earmarks $2 million of NASA's life and microgravity sciences and applications authorization for research and early detection systems for breast and ovarian cancer and other women's health issues;

Page 27614

The Traficant amendment that requires NASA, whenever feasible, to choose abandoned and underutilized buildings, grounds, and facilities in depressed communities when selecting additional facilities;
Page 27615

The Traficant amendment that revises language relating to the disclosure of data to provide that the Administrator can delay for a period of at least one day but not to exceed 5 years the unrestricted public disclosure of requested technical data;
Page 27623

The Weldon of Florida amendment that provides that in reviewing proposals for moving to a single prime contractor for the space shuttle program priority be given to continued safe operation of space transportation systems;
Page 27623

The Hoke amendment that permits the Administrator to continue to operate parabolic aircraft flights for up to 3 months after a contract is awarded which results in the privatization of microgravity parabolic flight operations;
Page 27624

The Walker amendment that conforms the authorizations for fossil energy research and development and energy conservation research and development to the levels of the Interior appropriations conference report and reduces 1997 DOT authorizations by 20 percent from 1996 levels; and
Pages 27636

The Kleczka amendment that strikes the $43.2 million fossil and energy conservation authorization for operating and maintaining oil technology programs at the National Institute for petroleum and Energy Research.
Page 27649

Rejected:

The Scott amendment that sought to provide an additional $33.4 million for advanced subsonic technology and strike language prohibiting use of funds for concept studies for advanced traffic management and affordable design and manufacturing (rejected by a recorded vote of 139 ayes to 281 noes, Roll No. 701);
Page 27615

The Jackson-Lee amendment that sought to increase NASA's high-performance computing and communications by $35 million and earmark $22 million for information infrastructure technology and applications (rejected by a recorded vote of 144 ayes to 276 noes, Roll No. 702);
Page 27620

The Roemer amendment that sought to require Energy Department laboratories to decrease their number of full-time employees by one-third over a period of five years (rejected by a recorded vote of 135 ayes to 286 noes, Roll No. 704);
Page 27628

The Richardson substitute amendment to the Roemer amendment that sought to require Energy Department laboratories to reduce the number of employees by 15 percent over a period of five years and establish a Laboratory Operations Board to provide advice regarding the strategic direction for Department laboratories, the coordination of budget and policy issues affecting laboratory operations, and effective laboratory management (rejected by a recorded vote of 147 ayes to 274 noes, Roll No. 703);
Page 27630

The Doyle substitute amendment to the Walker amendment that sought to conform the authorization for fossil energy research and development and energy conservation research and development to the levels of the Interior appropriations conference report and reduce 1997 DOE authorizations by 10 percent from 1996 levels (rejected by a recorded vote of 173 ayes to 245 noes, Roll No. 706);
Page 27638

The Klug amendment that sought to provide for the privatization of DOE laboratories; and
Pages 27642

The Furse amendment that sought to prohibit use of DOE funds for obligation or expenditure with respect to the Oregon Health Sciences University.
Page 27645

The Young of Alaska amendment was offered but subsequently withdrawn that sought to provide that extending, renewing, or accepting licensing of a launch vehicle or launch site operator is not a major Federal action which significantly affects the quality of the human environment for purposes of the National Environmental Policy Act.
Page 27619

H. Res. 234, the rule under which the bill is being considered, was agreed to earlier by a voice vote.
Page 27588

Presidential Message—Hazardous Materials Transportation: Read a message from the President wherein he transmits the Biennial report on Hazardous Materials Transportation for Calendar Years 1992–1993 of the Department of Transportation—referred to the Committee on Transportation and Infrastructure.
Page 27653

Senate Messages: Message received from the Senate today appears on page 27585.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 27585.

Quorum Calls—Votes: One quorum call and five recorded votes developed during the proceedings of the House today and appear on pages 27618, 27622, 27635, 27636, 27641.

Adjournment: Met at 8 a.m. and adjourned at 10:43 p.m.

Committee Meetings

FUTURE OF MONEY

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy continued hearings on the Future of Money, Part 2. Testimony was heard from Alan Blinder, Vice Chairman, Board of Governors, Federal Reserve System; the following officials of the Department of the Treasury: Eugene A. Ludwig, Comptroller of the Currency; Stanley Morris, Director, Financial Crimes Enforcement Network; Philip Diehl, Director, U.S. Mint; and Robert Rasor, Deputy Assistant Director, Investigation, U.S. Secret Service; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, OMB; Raymond G. Kammer, Deputy Director, National Institute of Standards and Technology, Department of Commerce; and William P. Crowell, Deputy Director, NSA, Department of Defense.

MEDICARE PRESERVATION ACT

Committee on Commerce: Continued markup of H.R. 2425, Medicare Preservation Act of 1995.

TERRORISM IN ALGERIA

Committee on International Relation: Subcommittee on Africa held a hearing on Terrorism in Algeria: Its Effect on the Country's Political Scenario, on Regional Stability, and on Global Security. Testimony was heard from C. David Welch, Principal Deputy Assistant Secretary, Near Eastern Affairs, Department of State; Bruce Riedell, Deputy Assistant Secretary, Near East Asia and South Asian Affairs, Department of Defense; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Continued markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue tomorrow.

CONTRACT BUNDLING

Committee on Small Business: Held a hearing on "Contract Bundling: How Can Small Business Compete?" Testimony was heard from Representative Quinn; Allan Beres, Assistant Commissioner, Office of Transportation and Property Management, GSA; Robert Moore, Deputy Chief of Staff, Military Traffic Management Command, Department of Defense; Jere W. Glover, Chief Counsel for Advocacy, SBA; and public witnesses.

TECHNOLOGIES FOR ACCESSING FOREIGN MARKETS

Committee on Small Business: Subcommittee on Procurement, Exports, and Business Opportunities held a hearing on Technologies for Accessing Foreign Markets. Testimony was heard from the following officials of the Department of Commerce: Richard M. Pruess, Foreign Trade Division, and C. Harvey Monk, Jr., both with the Bureau of the Census; and Forrest B. Williams, Director of Operations, Economics and Statistics Administration; and public witnesses.

BUDGET RECONCILIATION RECOMMENDATIONS

Committee on Transportation of Infrastructure: Reconsidered and approved Budget Reconciliation recommendations for transmittal to the Committee on the Budget.

FEDERAL AVIATION ADMINISTRATION REVITALIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Aviation concluded hearings on H.R. 2276, Federal Aviation Administration Revitalization Act of 1995. Testimony was heard from Federico Peña, Secretary of Transportation; Deborah R. Castleman, Deputy Assistant Secretary, Command, Control, and Communication, Department of Defense; and public witnesses.

MEDICARE PRESERVATION ACT

Committee on Ways and Means: Ordered reported amended H.R. 2425, Medicare Preservation Act of 1995.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, October 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 27713–27788

Measures Introduced: Five bills and four resolutions were introduced, as follows: S. 1314–1318, and S. Res. 181–184.

Page 27764

Measures Reported: Reports were made as follows:

S. 1028, to provide increased access to health care benefits, to provide increased portability of health care benefits, to provide increased security of health care benefits, to increase the purchasing power of individuals and small employers, with an amendment in the nature of a substitute. (S. Rept. No. 104–156)

S. 1318, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak. (S. Rept. No. 104–157)

Page 27764

Measures Passed:

Senate Legal Counsel: Senate agreed to S. Res. 181, relating to the appointment of Senate Legal Counsel.

Page 27788

Deputy Senate Legal Counsel: Senate agreed to S. Res. 182, relating to the appointment of Deputy Senate Legal Counsel.

Page 27788

Majority Committee Appointments: Senate agreed to S. Res. 183, making majority party appointments to certain Senate committees for the 104th Congress.

Page 27787

Majority Committee Appointments: Senate agreed to S. Res. 184, making majority party appointments to certain Senate committees for the 104th Congress.

Page 27787

Cuban Liberty and Democratic Solidarity Act: Senate continued consideration of H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, taking action on amendments proposed thereto, as follows:

Pages 27721, 27739, 27745, 27749

Pending:

Dole Amendment No. 2898, in the nature of a substitute.

Pages 27728, 27739, 27745, 27759

Ashcroft Amendment No. 2915 (to Amendment No. 2898), to express the sense of the Senate regarding consideration of a constitutional amendment to limit congressional terms.

Pages 27730, 27733

Ashcroft Amendment No. 2916 (to Amendment No. 2915), to express the sense of the Senate regarding consideration of a constitutional amendment to limit congressional terms.

Page 27731

During consideration of this measure today, Senate took the following action:

By 56 yeas to 37 nays (Vote No. 488), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Amendment No. 2898, listed above.

Page 27759

A unanimous-consent agreement was reached providing for a vote on a second motion to close further debate on Amendment No. 2898, listed above, to occur on Tuesday, October 17, 1995.

Page 27736

Agriculture Appropriations, 1996—Conference Report: Senate agreed to the conference report on H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996, clearing the measure for the President.

Page 27742

Change of Conferees: By unanimous-consent, the following changes were made to majority appropriations conferees, as indicated:

H.R. 1868, Foreign Operations Appropriations, 1996: Senator Bennett in lieu of Senator Gramm;

H.R. 2002, Transportation Appropriations, 1996: Senator Shelby in lieu of Senator Gramm;

H.R. 2020, Treasury/Postal Service Appropriations, 1996: Senator Campbell in lieu of Senator Gregg; and

H.R. 2099, VA/HUD, 1996: Senator Campbell in lieu of Senator Gramm.

Page 27788

Appointments:

Senate Legal Counsel: The Chair, on behalf of the President pro tempore, pursuant to Public Law 95–521, appointed Thomas B. Griffith as Senate Legal Counsel, effective as of October 24, 1995, for a term of service to expire at the end of the 105th Congress.

Page 27759

Deputy Senate Legal Counsel: The Chair, on behalf of the President pro tempore, pursuant to Public Law 95–521, appointed Morgan J. Frankel as Deputy Senate Legal Counsel, effective as of October 24, 1995, for a term of service to expire at the end of the 105th Congress.

Page 27759

Nominations Received: Senate received the following nominations: Received on Wednesday, October 11, 1995:

P. Michael Duffy, of South Carolina, to be United States District Judge for the District of South Carolina.

Sue E. Myerscough, of Illinois, to be United States District Judge for the Central District of Illinois.

Jed S. Rakoff, of New York, to be United States District Judge for the Southern District of New York.

William P. Foster, of Florida, to be a Member of the National Council on the Arts for a term expiring September 3, 2000.

Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard.

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Messages From the House: **Page 27760**

Communications: **Page 27761**

Petitions: **Page 27761**

Executive Reports of Committees: **Page 27764**

Statements on Introduced Bills: **Page 27764**

Additional Cosponsors: **Page 27775**

Amendments Submitted: **Page 27778**

Notices of Hearings: **Page 27784**

Authority for Committees: **Page 27784**

Additional Statements: **Page 27785**

Record Votes: One record vote was taken today. (Total—488)

Page 27759

Recess: Senate convened at 9:30 a.m., and recessed at 9:12 p.m., until 9:45 a.m., on Friday, October 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 27788.)

Committee Meetings

NATIONAL EXPORT STRATEGY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance concluded hearings to examine the Third Annual Report of the Trade Promotion Coordinating Committee, focusing on the National Export Strategy and the future of American competitiveness, after receiving testimony from Ronald H. Brown, Secretary of Commerce, Kenneth D. Brody, President and Chairman, Export-Import Bank of the United States, and Philip Lader, Administrator, Small Business Administration, all on behalf of the Trade Promotion Coordinating Committee.

AIR TRAFFIC MANAGEMENT REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation resumed hearings on S. 1239, to reform the Federal Aviation Administration's personnel and procurement operations, and regulatory and rulemaking procedures, and to enable the FAA to convert to a primarily user-funded entity, receiving testimony from Carol Hallett, Air Transport Association of America, and Patricia Friend, Association of Flight Attendants, both of Washington, D.C.; Rex McClelland, Delta Air Lines, Inc., Atlanta, Georgia; Robert L. Crandall, American Airlines, Inc., Ft. Worth, Texas; William Franke, America West Airlines, Phoenix, Arizona; Herbert D. Kelleher, Southwest Airlines Co., Dallas, Texas; and Frederick W. Smith, Federal Express Corporation, Memphis, Tennessee.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Jim Sasser, of Tennessee, to be Ambassador to the People's Republic of China, after the nominee, who was introduced by Vice President Gore, testified and answered questions in his own behalf.

CHINESE MILITARY

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine the growth and role of the Chinese military, after receiving testimony from Arthur Waldron, U.S. Naval War College, Providence, Rhode Island; Gary White, on behalf of the Wisconsin Project of Nuclear Arms Control, Keith W. Eirinberg, Center for Strategic and International Studies, and John J. Schultz, all of Washington, D.C.; Ross H. Munro, Foreign Policy Research Institute, Philadelphia, Pennsylvania; and Chiu Hung-dah, University of Maryland Law School, College Park.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1180, to increase State flexibility in the use of mental health and substance abuse block grant funds while improving program accountability, with an amendment in the nature of a substitute; and

The nominations of Mel Carnahan, of Missouri, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation, Chester A. Crocker, of the District of Columbia, Max M. Kampelman, of the District of Columbia, and Seymour M. Lipset, of Virginia, each to be a Member of the Board of Directors of the United States Institute of Peace, Marc R. Pacheco, of Massachusetts, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation, and Eli J. Segal, of Massachusetts, to be a Member of the Board of Directors of the Corporation for National and Community Service.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2472–2477; 2 private bills, H.R. 2478, 2479 were introduced.

Page 27942

Report Filed: One report was filed as follows: H.R. 2353, to amend title 38, United States Code, to extend certain expiring authorities of the Department of Veterans Affairs relating to delivery of health and medical care, amended (H. Rept. 104–275).

Page 27942

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative LaTourette to act as Speaker pro tempore for today.

Page 27789

Personal Responsibility Act: The Speaker appointed Representative Tanner as an additional conferee in the conference on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence.

Page 27794

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, the Judiciary, Resources, Science, Small Business, and Veterans' Affairs.

Page 27794

Legislative Branch Appropriations: By unanimous consent, the veto message wherein the President announced his veto of H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, and the bill, were referred to the Committee on Appropriations.

Page 27794

Agricultural Appropriations: By a yea-and-nay vote of 288 yeas to 132 nays, Roll No. 708, the House agreed to the conference report on H.R. 1976, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Page 27795

Rejected the Obey motion to recommit the conference report to the committee of conference with instructions to the House conferees to disagree to Senate amendment numbered 150 regarding chicken labeling (rejected by a yea-and-nay vote of 158 yeas to 264 nays, Roll No. 707).

Page 27812

H. Res. 235, the rule which waived points of order against the conference report, was agreed to earlier by a voice vote.

Page 27794

Celebration of Jerusalem: House agreed to S. Con. Res. 29, providing for marking the celebration of Jerusalem on the occasion of its 3,000th anniversary—clearing the measure.

Page 27813

Omnibus Civilian Science Authorization: By a yea-and-nay vote of 248 yeas to 161 nays, Roll No. 713, the House passed H.R. 2405, to authorize appropriations for fiscal years 1996 and 1997 for civilian science activities of the Federal Government.

Pages 27814, 27896

Agreed To:

The Walker en bloc amendments that modify language relating to NOAA marine services, provide for the termination of the Corps of Commissioned Officers, provide for the conveyance of National Marine Fisheries Service Laboratory at Gloucester, Massachusetts, and provide for cleanup of NOAA facilities;

Page 27814

The Farr amendment that requires the Secretary of Commerce to establish and maintain within NOAA a program to be know as the Ocean Applications Branch;

Page 27816

The Saxton amendment that adds the Committee on Resources to the distribution list for a report on NOAA program terminations;

Page 27816

The Saxton amendment that adds the Committee on Resources to the distribution list for a report on the review of NOAA laboratories;

Page 27817

The Weldon perfecting amendment that increases the authorizations for the sea grant program by $7 million;

Page 27817

The Cramer amendment that restores the current requirement that the National Weather Service certify that there is no degradation of service before a Weather Service office is closed;

Page 27822

The Thornberry amendment that directs the Defense Department, in conjunction with NOAA, to ensure that NEXRAD radar sites operated by the Defense Department function as fully committed, reliable elements of the national weather radar network, and operate with the same standards as the National Weather Service's radars;

Page 27827

The Lofgren amendment, as modified, that provides that nothing in the bill would preclude NOAA from carrying out studies of long-term climate and global change;

Page 27828

The Gekas amendment that provides for a report on the feasibility of existing and future FAA Terminal Doppler Weather Radars to provide reliable weather radar data, in a cost-efficient manner, to nearby weather forecast offices;

Page 27831

The Walker amendment that adds language clarifying the commingling of fasteners;

Page 27849

The Tanner amendment, as modified, that adds language regarding NIST's use of available funds to perform standards-related research and development activities in environmental technologies, health care, construction, and information infrastructure; and

Page 27900

The Traficant amendment that expresses the sense of Congress that recipients of funds should purchase, when available and cost-effective, American made equipment and when expending grant funds.

Page 27903

Rejected:

The Lofgren amendment that sought to strike language prohibiting use of funds for EPA's Climate Change Action Plan (rejected by a recorded vote of 199 ayes to 215 noes, Roll No. 709);

Page 27832

The Kennedy of Massachusetts amendment that sought to strike language prohibiting use of funds to conduct indoor air pollution research (rejected by a recorded vote of 195 ayes to 218 noes, Roll No. 710);

Page 27841

The Brown of California amendment that sought to strike language prohibiting use of funds for EPA's Environmental Technology Initiative program (rejected by a recorded vote of 189 ayes to 219 noes, Roll No. 711); and

Page 27896

The Brown of California amendment in the nature of a substitute that sought to provide increased levels of funding for many of the authorized civilian science programs for a total authorization of $25.1 billion (rejected by a recorded vote of 177 ayes to 229 noes, Roll No. 712).

Page 27904

The Saxton amendment was offered but subsequently withdrawn that sought to strike language in the bill authorizing the sea grant program and repealing two specific sea grant programs.

Page 27817

The Clerk was authorized to make technical and conforming changes in the engrossment of the bill.

Page 27894

Foreign Operations Appropriations: House disagreed to the Senate amendments to H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Callahan, Porter, Livingston, Lightfoot, Wolf, Packard, Knollenberg, Forbes, Bunn of Oregon, Wilson, Yates, Pelosi, Torres, and Obey.

Page 27845

Agreed to the Obey motion to instruct house conferees to disagree to any Senate amendment that would require the Executive Branch to spend more in fiscal year 1996 than fiscal year 1995 for assistance to any country or project.

Page 27845

Communications Act: House passed S. 652, to provide for a procompetitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition.

Page 27846

Agreed to the Bliley motion to strike all after the enacting clause of S. 652, and insert the language of H.R. 1555 as passed by the House. Agreed to amend the title of the Senate bill.

Page 27871

House then insisted on its amendments to S. 652, and asked a conference. Appointed as conferees:

From the Committee on Commerce: Representatives Bliley, Fields of Texas, Oxley, White, Dingell, Markey, Boucher, Eshoo, and Rush: *Provided,* That Representative Pallone is appointed in lieu of Representative Boucher solely for consideration of section 205 of the Senate bill.

As additional conferees, for consideration of sections 1–6, 101–104, 106–107, 201, 204–205, 221–225, 301–305, 307–311, 401–402, 405–406, 410, 601–606, 703, and 705 of the Senate bill, and title I of the House amendment, and modifications committed to conference: Representatives Schaefer, Barton of Texas, Hastert, Paxon, Klug, Frisa, Stearns, Brown of Ohio, Gordon, and Lincoln.

As additional conferees, for consideration of sections 102, 202–203, 403, 407–409, and 706 of the Senate bill, and title II of the House amendment, and modifications committed to conference: Representatives Schaefer, Hastert, and Frisa.

As additional conferees, for consideration of sections 105, 206, 302, 306, 312, 501–505, and 701–702 of the Senate bill, and title III of the House amendment, and modifications committed to conference: Representatives Stearns, Paxon and Klug.

As additional conferees, for consideration of sections 7–8, 226, 404, and 704 of the Senate bill, and titles IV–V of the House amendment, and modifications committed to conference: Representatives Schaefer, Hastert, and Klug.

As additional conferees, for consideration of title VI of the House amendment, and modifications committed to conference: Representatives Schaefer, Barton, and Klug.

As additional conferees from the Committee on the Judiciary, for consideration of the Senate bill (except sections 1–6, 101–104, 106–107, 201, 204–205, 221–225, 301–305, 307–311, 401–402, 405–406, 410, 601–606, 703, and 705), and of the House amendment (except title I), and modifications committed to conference: Representatives Hyde, Moorhead, Goodlatte, Buyer, Flanagan, Conyers, Schroeder, and Bryant of Texas.

As additional conferees, for consideration of sections 1–6, 101–104, 106–107, 201, 204–205, 221–225, 301–305, 307–311, 401–402, 405–406, 410, 601–606, 703, and 705 of the Senate bill, and title I of the House amendment, and modifications committed to conference: Representatives Hyde, Moorhead, Goodlatte, Buyer, Flanagan, Gallegly, Barr, Hoke, Conyers, Schroeder, Berman, Bryant of Texas, Scott, and Jackson-Lee.

Page 27895

Agreed to the Dingell motion to instruct House conferees to insist upon those provisions of the Senate bill and House amendments thereto which open all telecommunications markets to fair competition as expeditiously as possible in order to achieve the goal of maximizing consumer choices and benefits.

Page 27894

Legislative Program: The Majority Leader announced the legislative program for the week of October 16. Agreed to adjourn from Friday to Tuesday.

Page 27918

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 18.

Page 27918

Late Reports: Committees on Ways and Means and Commerce received permission to have until midnight on Monday, October 16, to file reports.

Page 27918

Quorum Calls—Votes: Three yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 27812, 27813, 27841, 27844, 27897, 27914, 27916. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:02 p.m.

Committee Meetings

SENIOR CITIZENS HOUSING SAFETY AND ECONOMIC RELIEF ACT

Committee on Banking and Financial Services: Ordered reported amended H.R. 117, Senior Citizens Housing Safety and Economic Relief Act of 1985.

Prior to this action, the Committee held a hearing on this legislation. Testimony was heard from Representatives Blute, Flanagan, Moran, and LaHood; and public witnesses.

BUDGET RECONCILIATION RECOMMENDATIONS; EXTENSION OF DISCRETIONARY CAPS AND PAYGO REQUIREMENTS

Committee on the Budget: Began consideration of the following: Reconciliation Recommendations for fiscal year 1996; and Extension of Discretionary Caps and Paygo Requirements.

CELLULAR TELEPHONE SERVICE INDUSTRY COMPETITION

Committee on Commerce: Subcommittee on Oversight and Investigations held a hearing on Competition in the Cellular Telephone Service Industry. Testimony was heard from John Anderson, Director, Transportation and Telecommunications Issues, GAO; Anne Bingaman, Assistant Attorney General, Antitrust Division, Department of Justice; Regina Keeney, Chief-Wireless Telecommuncations Bureau, FCC; and public witnesses.

MEDICARE PRESERVATION ACT

Committee on Commerce: On October 11, the Committee ordered reported amended H.R. 2425, Medicare Preservation Act of 1995.

CIVIL SERVICE REFORM

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Civil Service Reform I: National Performance Review (NPR) and the Case for Reform. Testimony was heard from John Koskinen, Deputy Director, OMB; James B. King, Director, OPM; Mortimer L. Downey, Deputy Secretary, Department of Transportation; William Broadnax, Deputy Secretary, Department of Health and Human Services; L. Nye Stevens, Director, Federal Management and Workforce Issues, GAO; and the following former Directors, OPM: Donald J. Devine and Constance Horner.

Hearings continue tomorrow.

HHS' MANAGEMENT OF THREATS TO NATION'S BLOOD SUPPLY

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on the Department of Health and Human Services' Management of Threats to the Nation's Blood Supply. Testimony was heard from Donna Shalala, Secretary of Health and Human Services and public witnesses.

NATIONAL EXPORT STRATEGY REPORT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing to release the Trade Promotion Coordinating Committee's Third Annual Report: The National Export Strategy. Testimony was heard from the Ronald H. Brown, Secretary of Commerce.

PRESIDENT ARISTIDE'S FIRST YEAR IN OFFICE

Committee on International Relations: Subcommittee on the Western Hemisphere held a hearing to review President Aristide's first year in office. Testimony was heard from Representative Goss; James Dobbins, Special Haiti Coordinator, Department of State; Norma J. Parker, Deputy Assistant Administrator, Bureau for Latin America and the Caribbean, AID, U.S. International Development Cooperation Agency; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Continued markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue October 17.

ENDANGERED SPECIES CONSERVATION AND MANAGEMENT ACT

Committee on Resources: Began markup of H.R. 2275, Endangered Species Conservation and Management Act of 1995.

21ST CENTURY—EDUCATIONAL TECHNOLOGY

Committee on Science and the Committee on Economic and Educational Opportunities held a joint hearing on Educational Technology in the 21st Century. Testimony was heard from public witnesses.

LOAN PACKAGING

Committee on Small Business: Subcommittee on Government Programs held a hearing on Loan Packaging. Testimony was heard from the following officials of the SBA: Karen Lee, Deputy Inspector General; and Patricia Forbes, Acting Associate Deputy Administrator, Economic Development; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, Insurance and Memorial Affairs held a hearing on pending legislative proposals (H.R. 109, H.R. 368, H.R. 1482, H.R. 1483, H.R. 1609, H.R. 1809, H.R. 2155, H.R. 2156, and H.R. 2157). Testimony was heard from Representatives Smith of New Jersey and Bilirakis; the following officials of the Department of Defense: Lt. Gen. Samuel E. Ebbesen, USA, Deputy Assistant Secretary, Military Personnel Policy, Office of the Assistant Secretary, Force Management Policy; and Al Bemis, Deputy Assistant Secretary, Manpower and Personnel; Office of the Assistant Secretary Reserve Affairs; the following officials of the Department of Veterans Affairs: R. John Vogel, Under Secretary, Benefits; and Charles Cragin, Chairman, Board of Veterans' Appeals; and representatives of veterans organizations.

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Friday, October 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 27959–27997

Measures Introduced: Five bills were introduced, as follows: S. 1319–1323. **Page 27982**

Measures Passed:

Congressional Award Act Amendments: Senate passed S. 1267, to amend the Congressional Award Act to revise and extend authorities for the Congressional award Board. **Page 27987**

Week Without Violence: Committee on the Judiciary was discharged from further consideration of S. Res. 180, proclaiming October 15, 1995, through October 21, 1995, as the "Week Without Violence", and the resolution was then agreed to. **Page 27987**

Telecommunications Competition and Deregulation Act: Senate disagreed with the amendments of the House to S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Pressler, Stevens, McCain, Burns, Gorton, Lott, Hollings, Inouye, Ford, Exon, and Rockefeller. **Pages 27960**

Cuban Liberty and Democratic Solidarity Act—Cloture Motion Filed: A third motion was entered to close further debate on the pending Dole Amendment No. 2898, in the nature of a substitute to H.R. 927, Cuban Liberty and Democratic Solidarity Act and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Wednesday, October 18, 1995. **Page 27982**

Ryan White CARE Reauthorization Act—Conferees: Senate disagreed to the amendments of the House to S. 641, to reauthorize the Ryan White CARE Act of 1990, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees: Senators Kassebaum, Jeffords, Frist, Kennedy, and Dodd. **Pages 27987**

Commerce, Justice, State Appropriations, 1996—Conferees: The Chair, pursuant to the order of Friday, September 29, 1995, appointed conferees on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 3, 1996, as follows: Senators Gregg, Hatfield, Stevens, Domenici, McConnell, Jeffords, Cochran, Hollings, Byrd, Inouye, Bumpers, Lautenberg, and Kerrey. **Page 27994**

Nominations Received: Senate received the following nominations:

David P. Rawson, of Michigan, to be Ambassador to the Republic of Mali.

Gerald Wesley Scott, of Oklahoma, to be Ambassador to the Republic of The Gambia.

Ralph R. Johnson, of Virginia, to be Ambassador to the Slovak Republic.

Robert E. Gribbin III, of Alabama, to be Ambassador to the Republic of Rwanda.

A routine list in the National Oceanic and Atmospheric Administration. **Page 27997**

Communications: **Pages 27982**

Statements on Introduced Bills: **Page 27983**

Additional Cosponsors: **Page 27983**

Amendments Submitted: **Page 27983**

Authority for Committees: **Page 27984**

Additional Statements: **Page 27984**

Recess: Senate convened at 9:45 a.m., and recessed at 3:52 p.m., until 9:45 a.m., on Tuesday, October 17, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 27997.)

Committee Meetings

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Peter King, Gregory Sexton, Danny Harrell, and Donald Kusulas, each a Special Agent (Denver, Colorado), James J. Cadigan, Supervisory Special

Agent, Firearms and Toolmarks Unit, Laboratory Division, Greg Rampton, Supervising Special Agent (Ogden, Utah), Joseph Venkus, Special Agent (Retired), Michael Dillon, Supervisory Senior Resident Agent (Boise, Idaho), and Brian Callihan, Chief Division Counsel (Sacramento, California), all of the Federal Bureau of Investigation, and James Reynolds, Chief, Terrorism and Violent Crime Section, Criminal Division, all of the Department of Justice.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 2480–2482; and 1 resolution, H. Con. Res. 107 were introduced.

Page 28026

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative LaHood to act as Speaker pro tempore for today.

Page 27998

Senate Messages: Messages received from the Senate today appear on page 27998.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 2:10 p.m.

Committee Meetings

UNITED STATES HOUSING ACT

Committee on Banking and Financial Services: Subcommittee on Housing and Community Opportunity concluded hearings on H.R. 2406, United States Housing Act of 1995. Testimony was heard from the following officials of the Department of Housing and Urban Development: Henry G. Cisneros, Secretary; and Susan Gaffney, Inspector General; Judy England-Joseph, Director, Housing and Community Development Issues, GAO; Lawrence Simons, former Assistant Secretary, Housing and Commissioner, FHA, Department of Housing and Urban Development; and public witnesses.

BUDGET RECONCILIATION RECOMMENDATIONS; SEVEN-YEAR BALANCED BUDGET ENFORCEMENT ACT

Committee on the Budget: On October 12, the Committee ordered reported the following: the Omnibus Reconciliation Act of 1995; and H.R. 2459, amended, Seven-Year Balanced Budget Enforcement Act of 1995.

REGULATION OF PUBLIC UTILITY HOLDING COMPANIES—SEC REPORT

Committee on Commerce: Subcommittee on Telecommunications and Finance and the Subcommittee on Energy and Power concluded joint hearings on the SEC's June 19, 1995 report entitled "The Regulation of Public Utility Holding Companies." Testimony was heard from Elizabeth Moler, Chair, Federal Energy Regulatory Commission, Department of Energy; Barry Barbash, Director, Division of Investment Management, SEC; and public witnesses.

CIVIL SERVICE REPORT

Committee on Government Reform and Oversight: Subcommittee on Civil Service continued hearings on Civil Service Reform I: NPR and the Case for Reform. Testimony was heard from George S. Dunlop, former Assistant Secretary, USDA; Charles E. Weithoner, former Associate Commissioner, FAA, Department of Transportation; and public witnesses.

Hearings continue October 26.

ENDANGERED SPECIES CONSERVATION AND MANAGEMENT ACT

Committee on Resources: On October 12, the Committee ordered reported amended H.R. 2275, Endangered Species Conservation and Management Act of 1995.

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Tuesday, October 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 28032–28114

Measures Introduced: Five bills were introduced, as follows: S. 1324–1328.

Page 28079

Measures Reported:

Report to accompany S.J. Res. 21, proposing a constitutional amendment to limit congressional terms. (S. Rept. No. 104–158)

Page 28079

Cuban Liberty and Democratic Solidarity Act: Senate resumed consideration of H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, taking action on amendments proposed thereto, as follows:

Pages 28051, 28055

Pending:

Dole Amendment No. 2898, in the nature of a substitute.

Pages 28051, 28069

Ashcroft Amendment No. 2915 (to Amendment No. 2898), to express the sense of the Senate regarding consideration of a constitutional amendment to limit congressional terms. **Page 28051**

Rejected:

Ashcroft Modified Amendment No. 2916 (to Amendment No. 2915), to express the sense of the Senate regarding consideration of a constitutional amendment to limit congressional terms. (By 49 yeas to 45 nays, 1 responding present (Vote No. 490), Senate tabled the amendment.) **Pages 28052, 28058, 28069**

During consideration of this measure today, Senate also took the following action:

By 59 yeas to 36 nays (Vote No. 489), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Amendment No. 2898, listed above. **Page 28069**

Senate will continue consideration of the bill on Wednesday, October 18, 1995, with a third cloture vote to occur thereon.

Family Self-Sufficiency Act—Conferees: Pursuant to the order of September 19, 1995, the Chair appointed conferees on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, as follows: Senators Roth, Dole, Chafee, Grassley, Hatch, Moynihan, Bradley, Pryor, and Breaux; from the Committee on Labor and Human Resources for the consideration of Title VI and any additional items within their jurisdiction including the Child Abuse and Protection Act title: Senators Kassebaum, Jeffords, Coats, Gregg, Kennedy, Dodd, and Mikulski; and from the Committee on Agriculture, Nutrition and Forestry for the consideration of items within their jurisdiction: Senators Lugar, Dole, Helms, Leahy, and Pryor. **Page 28050**

Enrollment Correction: Senate concurred in the amendment of the House to S. Con. Res. 27, correcting the enrollment of H.R. 402. **Page 28051**

Messages From the House: **Page 28075**

Measures Referred: **Page 28076**

Communications: **Page 28076**

Petitions: **Page 28076**

Statements on Introduced Bills: **Page 28079**

Additional Cosponsors: **Page 28099**

Amendments Submitted: **Page 28100**

Notices of Hearings: **Page 28111**

Authority for Committees: **Page 28111**

Additional Statements: **Page 28111**

Record Votes: Two record votes were taken today. (Total—490) **Pages 28069, 28071**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 6:19 p.m., until 12 noon, on Wednesday, October 18, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 28114.)

Committee Meetings

BOSNIA

Committee on Armed Services: Committee held hearings to examine the Administration's policy on Bosnia and the use of United States military forces to enforce a peace agreement, receiving testimony from Warren M. Christopher, Secretary of State; William J. Perry, Secretary of Defense; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

LOW INCOME HOUSING REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing Opportunity and Community Development concluded hearings to examine low income housing preservation reform proposals, after receiving testimony from Nicolas P. Retsinas, Assistant Secretary of Housing and Urban Development for Housing and Federal Housing Commissioner; Peter Richardson, Institute for Responsible Housing Preservation, and Michael Bodaken, National Housing Trust, both of Washington, D.C.; Alan R. Cravitz, Developers Mortgage Corporation, Chicago, Illinois; and Janice Niedzielski, Los Robles Apartments Residents Association, Union City, California.

BOSNIA

Committee on Foreign Relations: Committee held hearings to examine the Administration's policy on Bosnia and the use of United States military forces to enforce a peace agreement, receiving testimony from Warren M. Christopher, Secretary of State; William J. Perry, Secretary of Defense; and John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

CONSERVING JUDICIAL RESOURCES

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts held hearings to examine the caseload of the United States Court of Appeals for the District of Columbia Circuit and the appropriate allocation of judgeships, receiving testimony from Chief Judge Harry T. Edwards, U.S. Court of Appeals for the District of Columbia Circuit; Judge Laurence H. Silberman, U.S. Court of Appeals for the District of Columbia Circuit; John Schmidt, Associate Attorney General, Department of Justice; David Cook, Chief Analytical Services Officer, Administrative Office of the United States Courts; and

Robert Weiner, District of Columbia Bar Association, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2483–2490; and 2 resolutions, H.J. Res. 113, H. Con. Res. 108 were introduced.

Page 28184

Reports Filed: Reports were filed as follows:

H.R. 2425, to amend title XVIII of the Social Security Act to preserve and reform the medicare program, amended (H. Rept. 104–276, Part 1, filed on October 16);

H.R. 2425, to amend title XVIII of the Social Security Act to preserve and reform the medicare program, amended (H. Rept. 104–276, Part 2, filed on October 16);

H.R. 1508, to require the transfer of title to the District of Columbia of certain real property in Anacostia Park to facilitate the construction of National Children's Island, a cultural, educational, and family-oriented park, amended (H. Rept. 104–277, Part 1);

H.R. 1114, to authorize minors who are under the child labor provisions of the Fair Labor Standards Act of 1938 and who are under 18 years of age to load materials into balers and compactors that meet appropriate American National Standards Institute design safety standards, amended (H. Rept. 104–278);

H. Res. 237, providing for consideration of H.R. 2259, disapproved of certain sentencing guidelines amendments (H. Rept. 104–279); and

H.R. 2491, The Seven-Year Balanced Budget Reconciliation Act of 1995 (H. Rept. 104–280).

Pages 28160, 28184

Journal: By a yea-and-nay vote of 344 yeas to 53 nays, with 2 voting "present," Roll No. 714, the House approved the Journal of Friday, October 13.

Page 28122

Recess: House recessed at 1:15 p.m. and reconvened at 2 p.m.

Page 28122

Alaska North Slope Oil: The Speaker appointed Representative Oberstar as a conferee on House amendment numbered 4, striking provisions regarding towing vessels requirements in the Oil Pollution Act of 1990 in the conference on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North crude oil; vice Representative Mineta, resigned.

Page 28122

Pension Protection Amendment: House agreed to H. Con. Res. 108, to correct technical errors in the enrollment of H.R. 1594, to place restrictions on the promotion by the Department of Labor and other Federal agencies and instrumentalities of economically targeted investment in connection with employee benefit plans.

Page 28125

Suspensions: House voted to suspend the rules and pass the following measures:

To Reverse the Supreme Court Decision in Adams Versus Barrett: H.R. 1715, amended, respecting the relationship between workers' compensation benefits and the benefits available under the Migrant and Seasonal Agricultural Workers Protection Act;

Page 28125

Harry Kizirian Post Office Designation Act: H.R. 1606, to designate the United States Post Office building located at 24 Corliss Street, Providence, Rhode Island, as the "Harry Kizirian Post Office Building";

Page 28129

Winfield Scott Stratton Post Office Designation Act: H.R. 1026, to designate the United States Post Office building located at 201 East Pikes Peak Avenue in Colorado Springs, Colorado, as the "Winfield Scott Stratton Post Office";

Page 28130

Biotechnological Process Patents Act: H.R. 587, to amend title 35, United States Code, with respect to patents on biotechnological processes. Subsequently, S. 1111, a similar Senate-passed measure was passed in lieu—clearing the measure for the President. H.R. 587 was laid on the table;

Page 28131

Digital Performance Rights in Sound Recordings Act: H.R. 1506, amended, to amend title 17, United States Code, to provide an exclusive right to perform sound recordings publicly by means of digital transmissions. S. 227, a similar Senate-passed measure was passed in lieu—clearing the measure for the President. H.R. 1506 was laid on the table;

Page 28135

Providing for the United States Distribution of the "Fragile Ring of Life": H.R. 2070, to provide for the distribution within the United States of the United States Information Agency film entitled "Fragile Ring of Life" (agreed to by a recorded vote of 403 ayes to 2 noes, Roll No. 715);

Pages 28145, 28154

Fall River Visitor Center Act: H.R. 629, to authorize the Secretary of the Interior to participate in the operation of certain visitor facilities associated with, but outside the boundaries of, Rocky Mountain National Park in the State of Colorado;

Page 28146

Water Resources Research Act Amendments: H.R. 1743, amended, to amend the Water Resources Research Act of

1984 to extend the authorization of appropriations through fiscal year 2000;

Page 28147

Collection of Fees for Triploid Carp Certification Inspection: S. 268, to authorize the collection of fees for expenses for triploid grass carp certification inspections—clearing the measure for the President; and

Page 28148

Extending Certain VA Health and Medical Care Expiring Authorities: H.R. 2353, amended, to amend title 38, United States Code, to extend certain expiring authorities of the Department of Veterans Affairs relating to delivery of health and medical care (agreed to by a yea-and-nay vote of 403 yeas, Roll No. 716).

Pages 28150, 28155

Intelligence Authorizations: House disagreed to the Senate amendment to H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System; and agreed to a conference. Appointed as conferees:

From the Permanent Select Committee on Intelligence, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Combest, Dornan, Young of Florida, Hansen, Lewis of California, Goss, Shuster, McCollum, Castle, Dicks, Richardson, Dixon, Torricelli, Coleman, Skaggs, and Pelosi.

From the Committee on National Security, for the consideration of defense tactical intelligence and related activities: Representatives Spence, Stump, and Dellums.

As additional conferees from the Committee on International Relations, for consideration of section 303 of the House bill, and section 303 of the Senate amendment, and modifications committed to conference: Representatives Gilman, Smith of New Jersey, and Berman.

Page 28134

Recess: House recessed at 4:28 p.m. and reconvened at 5 p.m.

Page 28154

Late Report: Committee on the Budget received permission to have until midnight tonight to file a report to accompany H.R. 2491, The Seven-Year Balanced Budget Reconciliation Act of 1995.

Page 28156

Senate Messages: Messages received from the Senate today appear on page 28122.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 28185.

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 28154, 28155. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 9:22 p.m.

Committee Meetings

INTERSTATE MEGA-MERGERS

Committee on Banking and Finance Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on the recent trend in bank consolidation and interstate mega-mergers as it relates to the implementation of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994. Testimony was heard from Janet L. Yellen, member, Board of Governors, Federal Reserve System; Eugene Ludwig, Comptroller of the Currency, Department of the Treasury; Ricki Helfer, Chairman, FDIC; and public witnesses.

JAPANESE FINANCIAL SYSTEM

Committee on Banking and Financial Services: On October 16, the Committee held a hearing on the Japanese Financial System. Testimony was heard from public witnesses.

AMERICORPS

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on AmeriCorps. Testimony was heard from Senator Grassley; the following officials of the Corporation for National and Community Service: Harris Wofford, CEO; and Luise Jordan, Inspector General; Linda Morra, Director, Education and Employment Issues, GAO; Eli Segal, Past CEO, Corporation for National and Community Service; and public witnesses.

OSHA: NEW MISSION FOR A NEW WORKPLACE

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on OSHA; New Mission for a New Workplace. Testimony was heard from Joseph A. Dear, Administrator, OSHA, Department of Labor; Cornelia Blanchette, Associate Director, Education and Employment Issues, Health, Education and Human Services Division, GAO; and public witnesses.

MISCELLANEOUS MEASURES; IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Ordered reported the following bills; H.R. 632, amended, to enhance fairness in compensating owners of patents used by the United States; H.R. 1295, Federal Trademark Dilution Act of 1995; and H.R. 2361, to amend the commencement dates of certain temporary Federal judgeships.

The Committee also continued markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue tomorrow.

BOSNIA-UNITED STATES GROUND FORCES DEPLOYMENT

Committee on National Security: Held a hearing on deployment of United States ground forces to Bosnia. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action the following bills: H.R. 1838, to provide for an exchange of lands with the Water Conservancy District of Washington County, UT; H.R. 1581, to require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the city of Sumper, OR; H.R. 207, to authorize the Secretary of Agriculture to enter into a land exchange involving the Cleveland National Forest, California, and to require a boundary adjustment for the national forest to reflect the land exchange; H.R. 1163, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchogue, Suffolk County, NY; H.R. 1585, Modoc National Forest Boundary Adjustment Act; H.R. 1784, to validate certain conveyances made by the Southern Pacific Transportation Company within the cities of Reno, NV, and Tulare, CA; H.R. 826, amended, to extend the deadline for the completion of certain land exchanges involving the Big Thicket National Preserve in Texas; H.R. 924, to prohibit the Secretary of Agriculture from transferring any National Forest System lands in the Angeles National Forest in California out of Federal ownership for use as a solid waste landfill; H.R. 2402, amended, to authorize an exchange of lands in the State of Utah at Snowbasin Ski Area; and H.R. 2437, amended, to provide for the exchange of certain lands in Gilpin County, Colorado.

PUERTO RICO STATUS PLEBISCITE

Committee on Resources: Subcommittee on Native American and Insular Affairs and the Subcommittee on the Western Hemisphere held a joint hearing on Puerto Rico Status Plebiscite. Testimony was heard from Representative Torricelli; the following officials of Puerto Rico: Pedro Rosello, Governor; Charlie Rodriquez and Miguel Hernandez-Agosto, both members of the Senate; Angel Cintrol, Severo Colberg-Toto and David Noriega-Herandez, all members of the House of Representatives; and Hector Luis Acevedo, Mayor, San Juan; and public witnesses.

DISAPPROVE CERTAIN SENTENCING GUIDELINE AMENDMENTS

Committee on Rules: Granted, by voice vote, a modified closed rule providing 1 hour of debate on H.R. 2259, to disapprove certain sentencing guideline amendments. The rule waives clause 2(l)(2)(B) of rule XI (requiring inclusion in committee reports of rollcall vote results) against consideration of the bill. The rule provides for the adoption in the House and in the Committee on the Whole of an amendment in the nature of a substitute, consisting of the text of the Senate-passed bill (S. 1254).

The rule provides that the bill, as amended, shall be considered as the original bill for the purpose of amendment, and shall be considered as read. The rule makes in order an amendment in the nature of a substitute printed in the report of the Committee on Rules to be offered by Rep. Conyers or his designee, which shall be considered as read, shall be debatable for 1 hour, and shall not be subject to amendment. The rule provides one motion to recommit, with or without instructions.

The rule further provides that after passage of the House bill, it will be in order to take up the Senate bill, and waives all points of order against the Senate bill and against its consideration. The rule makes it in order to move to strike the text of the Senate bill and insert the House-passed text, and waives all points of order against that motion. Finally, the rule provides that if the motion is adopted and the Senate bill is passed, then it will be in order to move that the House request a conference with the Senate. Testimony was heard from Representatives McCollum, Conyers, Scott, Watt of North Carolina, Baker of California, and Waters.

NEXT GENERATION WEATHER RADAR

Committee on Science: Subcommittee on Energy and Environment held a hearing on Next Generation Weather Radar (NEXRAD): Are We Covered? Testimony was heard from Representatives Buyer, English of Pennsylvania, Gekas, Herger, Souder, and Thornberry; Joe Friday, Director, National Weather Service, NOAA, Department of Commerce; Jack L. Brock, Jr., Director, Defense Information and Financial Management Systems, Accounting and Information Management Division, GAO; and a public witness.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

◆◆◆◆◆◆◆◆◆◆◆◆

Wednesday, October 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 28266–28301

Measures Introduced: Five bills were introduced, as follows: S. 1330–1334.

Page 28296

Cuban Liberty and Democratic Solidarity Act: Senate resumed consideration of H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, taking action on amendments proposed thereto, as follows:

Pages 28282, 28287, 29298

Adopted:

Helms (for Bradley) Amendment No. 2930 (to Amendment No. 2936), to make limited exceptions to restrictions on assistance for the independent states of the former Soviet Union imposed by the bill.

Page 28288

Pending:

Dole Amendment No. 2898, in the nature of a substitute.

Pages 28283, 28287

Helms Amendment No. 2936 (to Amendment No. 2898), to strengthen international sanctions against the Castro government and to support for a free and independent Cuba.

Pages 28283, 28287

Simon Modified Amendment No. 2934 (to Amendment No. 2936), to protect the constitutional right of Americans to travel to Cuba.

Page 28290

During consideration of this measure today, Senate also took the following action:

By a unanimous vote of 98 yeas (Vote No. 491), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on Amendment No. 2898, listed above.

Page 28283

Ashcroft Amendment No. 2915 (to Amendment No. 2898), to express the sense of the Senate regarding consideration of a constitutional amendment to limit congressional terms, was ruled nongermane and thus fell.

Page 28283

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 28300

Senate will continue consideration of the bill on Thursday, October 19, 1995.

Nominations Received: Senate received the following nominations:

Nina Gershon, of New York, to be United States District Judge for the Eastern District of New York.

Barbara S. Jones, of New York, to be United States District Judge for the Southern District of New York.

John Thomas Marten, of Kansas, to be United States District Judge for the District of Kansas.

Page 28301

Messages From the House: **Page 28295**

Measures Referred: **Page 28295**

Measures Placed on Calendar: **Page 28296**

Measures Read First Time: **Page 28296**

Communications: **Page 28296**

Petitions: **Page 28296**

Statements on Introduced Bills: **Page 28296**

Additional Cosponsors: **Page 28298**

Amendments Submitted: **Page 28298**

Authority for Committees: **Page 28298**

Additional Statements: **Page 28299**

Record Votes: One record vote was taken today. (Total—491)

Page 28283

Recess: Senate convened at 12 noon and recessed at 3:54 p.m., until 10 a.m., on Thursday, October 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 28301.)

Committee Meetings

NATURAL DISASTER PROTECTION AND INSURANCE ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1043, to provide for an expanded Federal program of hazard mitigation, relief, and insurance against the risk of catastrophic natural disasters, such as hurricanes, earthquakes, and volcanic eruptions, after receiving testimony from Charles Quackenbush, California Department of Insurance, Sacramento; Jack Weber, Natural Disaster Coalition, Scott Hoffman, Americans for Tax Reform, and Jordan Clark, United Homeowners Association, all of Washington, D.C.; James R. Klagholz, Independent Insurance Agents of America, Seaside Park, New Jersey; David Keating, National Taxpayers Union, Alexandria, Virginia; R.D. Paulison, Metro-Dade Fire Rescue Department, Miami, Florida, on behalf of the International Association of Fire Chiefs; Rebecca Quinn, Water Resources Administration, Annapolis, Maryland, on behalf of the Association of State Floodplain Managers, Inc.; and Dale W. Shipley, Ohio Emergency Management Agency, Columbus.

AMATEUR SPORTS ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Affairs, Foreign Commerce and Tourism concluded oversight hearings on the implementation of the Amateur Sports Act of 1978 (P.L. 95–606), after receiving testimony from former Representative Tom McMillen, on behalf of the President's Council on Physical Fitness and Sports; Norma V. Cantu, Assistant Secretary of Education for Civil Rights; LeRoy T. Walker, Durham, North Carolina, and Richard Schultz, Colorado Springs, Colorado, both on behalf of the United States Olympic Committee; G. Andrew Fleming, 1996 Atlanta Paralympic Games, Washington, D.C.; A.D. Frazier, Atlanta Committee for the Olympic Games, Atlanta, Georgia; Edward Burke, Community-Based/Armed Forces Council, Los Gatos, California; Bobby Dodd, Amateur Athletic Union, Indianapolis, Indiana; Jeff Darman, Road Runners Club of America, and L. Richard Rader, Sport of Pentathlon, both of Arlington, Virginia; Peter Westbrook, Peter Westbrook Foundation, on behalf of the United States Olympic Committee Athlete's Advisory Council, and Alpha Alexander, Young Womens Christian Association of the USA, both of New York, New York; Gary Johansen, United States Olympic Committee Membership and Credentials Committee, Cedar Grove, New Jersey; Melanie Genung, U.S.A. National Karate-do Federation, Seattle, Washington; William Hybl, U.S. Figure Skating Association, Colorado Springs, Colorado; Donna Lopiano, Women's Sports Foundation, East Meadow, New York; and Peggy Bradley Doppus, National Association of Collegiate Women Athletic Administrators, Greensboro, North Carolina.

BUDGET RECONCILIATION

Committee on Finance: Committee continued in evening session to review certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Jim Sasser, of Tennessee, to be Ambassador to the People's Republic of China, after the nominee further testified and answered questions in his own behalf.

PROPERTY RIGHTS ACT

Committee on the Judiciary: Committee concluded hearings on S. 605, to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, after receiving testimony from Senators Chafee, Leahy, and Shelby; Joseph L. Sax, Counselor to the Secretary of the Interior; Keith W. Eckel, Pennsylvania Farm Bureau, Camp Hill, on behalf of the American Farm Bureau Federation; Merrily Pierce, Fairfax County Federation of Citizens Associations, McLean, Virginia; Jonathan H. Adler, Competitive Enterprise Institute, Washington, D.C.; and Richard G. Wilkins, Brigham Young University Law School, Provo, Utah.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Larry Potts, Assistant Director, Criminal Investigation Division, Federal Bureau of Investigation, and Jamie S. Gorelick, Deputy Attorney General, both of the Department of Justice.

Hearings continue tomorrow.

EMERGING INFECTIONS

Committee on Labor and Human Resources: Committee held hearings to examine the threat and risk of certain old and new infectious diseases on the nation's health, receiving testimony from David Satcher, Director, Centers for Disease Control and Prevention, Department of Health and Human Services; Robert E. Shope, University of Texas Medical Branch, Galveston; James W. LeDuc and David L. Heymann, both of the World Health Organization, Geneva, Switzerland; Donald J. Krogstad, Tulane University School of Public Health and Tropical Medicine, New Orleans, Louisiana; Michael T. Osterholm, Minnesota Department of Health, Minneapolis; Margaret A. Hamburg, New York City Department of Health, New York, New York; and Jerome O. Klein, Boston University School of Medicine, and Allen C. Steere, Tufts University School of Medicine, both of Boston, Massachusetts.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2492–2506; and 1 resolution, H.J. Res. 114 were introduced.
Page 28402

Reports Filed: Reports were filed as follows:

H.R. 117, to amend the United States Housing Act of 1937 to prevent persons having drug and alcohol use problems from occupying dwelling units in public housing projects designated for occupancy by elderly families, amended (H. Rept. 104–281); and

H. Res. 238, providing for consideration of H.R. 2425, Medicare Preservation Act of 1995 (H. Rept. 104–282).
Pages 28389, 28402

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, the Judiciary, National Security, Resources, Science, Transportation and Infrastructure, Veterans Affairs, and Select Intelligence.
Page 28306

Fisheries Conservation and Management Act: By a yea-and-nay vote of 388 yeas to 37 nays, Roll No. 720, the House passed H.R. 39, to amend the Magnuson Fishery Conservation and Management Act to improve fisheries management.
Page 28306

Agreed to the committee amendment in the nature of a substitute.
Page 28341

Agreed To:

The Young of Alaska en bloc amendment that makes numerous technical corrections and provides that regional councils may impose fees on fishing vessels in order to cover the costs of placing "observers" aboard fishing vessels if they are required; requires that if observers are needed in fisheries governed under an individual transferrable quota (ITQ) system fishery, they be present at a level that insures "statistically significant" enforcement of catch quotas; and requires fish proceeding vessels in ITQ fisheries carry enough observers to ensure the vessels are monitored 24 hours per day;

Page 28314

The Young of Alaska amendment that allows the National Marine Fisheries Service (NMFS) to contract out for assessments of fishery stocks;

Page 28314

The Studds amendment that ensures that current restrictions on the sale and transportation of undersized lobsters are maintained;

Page 28315

The Miller of California amendment that requires regional fishery management councils, in developing fishery management plans, take into account the historic participation of local community-based fishing fleets in the fishery and provide for the sustained participation of those fleets and communities;

Page 28316

The Farr of California amendment that requires regional fishery management councils to include in their fishery management plans measures that would minimize to the extent practicable any adverse impact of fishing on essential fish habitat (agreed to by a recorded vote of 251 ayes to 162 noes, Roll No. 717);

Page 28317

The Metcalf amendment that prohibits the Commerce Department or regional fishery management councils from modifying any existing ITQ system for a fishery;

Page 28321

The Underwood amendment that authorizes the negotiation of agreements that permit foreign interests to fish within the 200-mile exclusive economic zones of the United States Pacific insular territories;

Page 28322

The Gilcrest amendment that modifies the definition of "optimum yield" in order to prohibit regional fishery management councils from allowing a fish stock to be harvested at a rate that exceeds the maximum sustainable yield for that fishery (agreed to by a recorded vote of 304 ayes to 113 noes, Roll No. 718);

Page 28325

The Traficant amendment that expresses the sense on Congress that to the greatest extent possible all equipment and products purchased with funds made available by the bill be American-made;

Page 28330

The Goss amendment that strikes provisions that would prevent the Commerce Department from requiring shrimp fishermen to use devices which would reduce incidental killing of non-target species (agreed to by a recorded vote of 294 ayes to 129 noes, Roll No. 719);

Page 28330

The Miller of California amendment that requires fishery management councils, in developing fishery management plans, to take into account the historic participation of local community-based fishing fleets in the fishery; and

Page 28336

The Hayes amendment, as modified, that prohibits the importation of fish into the United States unless the Secretary of Commerce certifies that the country of origin has implemented and enforced laws requiring fish excluded devices on that country's fishing industry in the same manner as the laws are enforced in the United States.

Page 28337

The Frank of Massachusetts amendment was offered but subsequently withdrawn that sought to strike provisions of the bill that authorize the Commerce Department to collect fees for fishing quotas in order to offset the costs of implementing, managing, and enforcing ITQ systems in fisheries.

Page 28324

The Clerk was authorized to make such technical and conforming changes as necessary in the engrossment of the bill.

Page 28342

Commerce-State-Justice Appropriations: House disagreed to the Senate amendment to H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Rogers, Kolbe, Taylor of North Carolina, Regula, Forbes, Livingston, Mollohan, Skaggs, Dixon, and Obey.

Page 28342

Agreed to the Mollohan motion to instruct House conferees to insist on the House position regarding the Salaries and expenses of the Securities and Exchange Commission.

Page 28342

Defense Appropriations: House disagreed to the Senate amendment to H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996; and agreed to a further conference. Appointed as conferees: Representative Young of Florida, McDade, Livingston, Lewis of California, Skeen, Hobson, Bonilla, Nethercutt, Istook, Murtha, Dicks, Wilson, Hefner, Sabo, and Obey.

Page 28343

Rejected the Obey motion to instruct House conferees to reduce within the scope of conference total spending by $3 billion compared to the amount provided in the House bill to be derived from deleting funds for low priority "Procurement", "Research, Development, Test, and Evaluation" and other projects contained in the House or

Senate bills that were not included in the President's budget: Provided, That the conferees shall not reduce military pay or Operation and Maintenance readiness activities below the levels provided in the House bill (rejected by a yea-and-nay vote of 134 yeas to 290 nays, Roll No. 721).

Page 28343

Subsequently, the House agreed to the Young of Florida motion that the conference meetings between the House and the Senate on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, be closed to the public at such times as classified national security information is under consideration; provided, however, that any sitting Member of Congress shall have a right to attend any closed or open meeting (agreed to by a yea-and-nay vote of 418 yeas to 3 nays, Roll No. 722).

Page 28349

Disapproving Certain Sentencing Guidelines: By a recorded vote of 332 ayes to 83 noes, Roll No. 725, the House passed H.R. 2259, to disapprove certain sentencing guideline amendments.

Page 28358

Rejected the Watt of North Carolina motion to recommit the bill to the Committee on the Judiciary with instructions to report the bill back forthwith containing an amendment that provides that the sentencing board report back to Congress their recommendations not later than March 1, 1996 (rejected by a recorded vote of 149 ayes to 266 noes, Roll No. 724).

Page 28377

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 28368

Rejected the Conyers amendment in the nature of a substitute that sought to strike provisions in the bill disapproving the recommendations to make the sentencing guidelines for possession of crack cocaine the same as those for powder cocaine (rejected by a recorded vote of 98 ayes to 316 noes, Roll No. 723).

Page 28369

Subsequently, S. 1254, a similar Senate-passed bill, was passed after being amended to contain the language of the House bill as passed. H.R. 2259 was laid on the table.

Page 28379

H. Res. 237, under which the bill was considered, was agreed to earlier by voice vote.

Page 28350

Meeting Hour: Agreed to meet at 9 a.m. on Thursday, October 19.

Page 28380

Senate Messages: Messages received from the Senate today appear on page 28350.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 28403.

Quorum Calls—Votes: Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 28321, 28329, 28336, 28341, 28349, 28350, 28376, 28378. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at midnight.

Committee Meetings

SUPERFUND ACT REFORM

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials held a hearing on the Reform of Superfund Act of 1995. Testimony was heard from Representatives Roemer, Regula; Visclosky and Frelinghuysen; Jim Coleman, Assistant Commissioner, Bureau of Waste Site Cleanup, State of Massachusetts; Chad McIntosh, Deputy Director, Department of Environmental Quality, State of Michigan; and public witnesses.

Hearings continue on October 26.

HYDROELECTRIC LICENSE EXTENSIONS

Committee on Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 657, to extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas; H.R. 680, to extend the time for construction of certain FERC licensed hydro projects; H.R. 1011, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in the State of Ohio; H.R. 1014, amended, to authorize extension of time limitation and a FERC-issued hydroelectric license; H.R. 1051, to provide for the extension of certain hydroelectric projects located in the State of West Virginia; H.R. 1290, amended, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon; H.R. 1335, to provide for the extension of a hydroelectric project located in the State of West Virginia; and H.R. 1366, to authorize the extension of time limitation for the FERC-issued hydroelectric license for the Mt. Hope waterpower project.

Prior to this action, the Subcommittee held a hearing on Hydroelectric License Extensions (H.R. 657, H.R. 680, H.R. 1011, H.R. 1014, H.R. 1051, H.R. 1290, H.R. 1335, H.R. 1366 and H.R. 1835). Testimony was heard from Susan Tomasky, General Counsel, Federal Energy Regulatory Commission, Department of Energy.

ENGLISH—COMMON LANGUAGE

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on English as the Common Language. Testimony was heard from Senator Shelby; and Representatives Emerson, Roth, King, Serrano, Bono, Becerra, Pastor, Underwood, Green of Texas, Farr, Pelosi, and Jackson-Lee.

UNITED STATES POLICY TOWARDS BOSNIA

Committee on International Relations: Held a hearing on United States Policy Towards Bosnia. Testimony was heard from Warren M. Christopher, Secretary of State; and the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

IMMIGRATION IN THE NATIONAL INTEREST ACT

Committee on the Judiciary: Continued markup of H.R. 2202, Immigration in the National Interest Act of 1995.

Will continue October 24.

BOSNIA—UNITED STATES GROUND FORCES DEPLOYMENT

Committee on National Security: Concluded hearings on deployment of United States ground forces to Bosnia. Testimony was heard from Warren M. Christopher, Secretary of State; and the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashvile, USA, Chairman Joint Chiefs of Staff.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full Committee action the following bills: H.R. 33, Stuttgart National Aquaculture Research Center Act of 1995; and H.R. 1965, to reauthorize the Coastal Zone Management Act of 1972.

The Subcommittee also held an oversight hearing on Disaster Relief Assistance for Fishermen. Testimony was heard from John K. Bullard, Director, Office of Sustainable Development and Intergovernmental Affairs, NOAA, Department of Commerce.

MEDICARE PRESERVATION ACT

Committee on Rules: Granted, by voice vote, a modified closed rule providing three hours of debate on H.R. 2425, Medicare Preservation Act of 1995. All points of order against consideration of the bill are waived. The rule provides for the adoption in the House and the Committee of the Whole of an amendment in the nature of a substitute consisting of the text of H.R. 2485, modified by the amendment printed in the report of the Committee on Rules. The bill as so amended is considered as original text for amendment purposes and is considered as read. All points of order against provisions of the bill as amended are waived. The rule provides for the consideration only of the amendment in the nature of a substitute numbered 2 printed in the CONGRESSIONAL RECORD if offered by the Minority Leader or a designee, which is considered as read, is not subject to amendment, and is debatable for one hour divided between the proponent and an opponent. All points of order are waived against the amendment in the nature of a substitute. The rule provides that after a motion to rise has been rejected on any day, another motion to rise may only be offered by the chairman of the Committee on Ways and Means, the chairman of the Committee on Commerce, the Majority Leader, or a designee of any of them. The rule provides that the yeas and nays are ordered on final passage and that the provisions of clause 5(c) of Rule XXI (requiring a three-fifths vote on any amendment or measure containing a federal income tax rate increase) shall not apply to the votes on the bill, amendments thereto or conference reports thereon. Finally, the rule provides for one motion to recommit which if containing instructions may only be offered by the Minority Leader or a designee. Testimony was heard from Chairman Archer and Bliley, Representatives Bilirakis, Hastert, Greenwood, Ganske, Houghton, Camp, Zimmer, Schiff, Saxton, Shays, Dingell, Gibbons, Conyers, Waxman, Markey, Collins of Illinois, Hall of Texas, Richardson, Pallone, Stupak, Rangel, Stark, Levin, Cardin, Payne of Virginia, Neal of Massachusetts, Gephardt, Fazio, Hoyer, Kanjorski, Slaughter, DeLauro, Peterson of Minnesota, Edwards, Sanders, and Ward.

TECHNOLOGY TRANSFER IMPROVEMENTS ACT; MALCOLM BALDRIGE NATIONAL QUALITY AWARDS PROGRAM

Committee on Science: Subcommittee on Technology approved for full Committee action amended H.R. 2196, Technology Transfer Improvements Act of 1995.

The Subcommittee also held a hearing on the Malcolm Baldrige National Quality Awards Program: An Oversight Review From Its Inception. Testimony was heard from Curt Reimann, Director, Office of Quality Programs, National Institute of Standards and Technology, Department of Commerce; Clarence J. Brown, former Deputy Secretary, Department of Commerce; and public witnesses.

NATURAL DISASTER PROTECTION PARTNERSHIP ACT

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on H.R. 1856, Natural Disaster Protection Partnership Act of 1995. Testimony was heard from Representatives Fazio, Emerson, McCollum, Weldon of Pennsylvania, Ewing, Hutchinson, Baker of California, Horn, Pomeroy, and Frazer; Charles Quakenbush, Insurance Commissioner, Department of Insurance, State of California; Suzanne Murphy, Deputy Insurance Commissioner, Department of Insurance, State of Florida; and public witnesses.

Hearings continue November 2.

VA/DOD SHARING

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on VA/DOD sharing. Testimony was heard from David P. Baine, Director, Health Care Delivery and Quality Issues, Health, Education, and Human Services Division, GAO; Maj. Gen. George K. Anderson, USAF, Deputy Assistant Secretary, Health Services Operations and Readiness, Department of Defense; the following officials of the Department of Veterans Affairs: Kenneth W. Kizer, M.D., Under Secretary, Health; Al M. Poteet, III, Director, Medical and Regional Office Center, Anchorage, Alaska; Alan G. Harper, Director, Medical Center, Dallas, Texas; James A. Christian, Director, Medical Center, North Carolina; and R. Michael Harwell, Director, Central Texas Medical Centers, Temple, Texas; and representatives of veterans organizations.

FUTURE OF TECHNOLOGY—IC21

Permanent Select Committee on Intelligence: Continued hearings on the Future of Technology—IC21. Testimony was heard from Paul Kaminski, Under Secretary, Acquisition and Technology, Department of Defense; and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, October 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 28418–28493

Measures Introduced: Eleven bills and two resolutions were introduced, as follows: S. 1335–1345, and S. Res. 185–186.

Page 28460

Measures Reported: Reports were made as follows:

S. 187, to provide for the safety of journeymen boxers. (S. Rept. No. 104–159)

S. 1004, to authorize appropriations for the United States Coast Guard, with an amendment in the nature of a substitute. (S. Rept. No. 104–160)

S. 673, to establish a youth development grant program, with an amendment in the nature of a substitute. (S. Rept. No. 104–161)

S. 1012, to extend the time for construction of certain FERC licensed hydro projects. (S. Rept. No. 104–162)

H.R. 1266, to provide for the exchange of lands within Admiralty Island National Monument. (S. Rept. No. 104–163)

S. Res. 177, to designate October 19, 1995, as "National Mammography Day".

Page 28460

Measures Passed:

National Mammography Day: Senate agreed to S. Res. 177, to designate October 19, 1995, as "National Mammography Day."

Page 28432

NASA Authorizations, 1996: Senate passed S. 1048, to authorize appropriations for fiscal year 1996 to the National Aeronautics and Space Administration for human space flight, science, aeronautics and technology, mission support, and the Inspector General, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 28419

Kassebaum (for Pressler) Amendment No. 2939, to authorize funds for operation of the Upper Midwest Aerospace Consortium, and to clarify an authorization.

Page 28424

Cuban Liberty and Democratic Solidarity Act: By 74 yeas to 24 nays (Vote No. 494), Senate passed H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, after taking action on amendments proposed thereto, as follows:

Page 28436

Adopted:

(1) Dole Amendment No. 2898, in the nature of a substitute.

Page 28436

(2) Helms Amendment No. 2936 (to Amendment No. 2898), to strengthen international sanctions against the Castro government and to support for a free and independent Cuba.

Page 28436

Rejected:

(1) Simon Modified Amendment No. 2934 (to Amendment No. 2936), to protect the constitutional right of Americans to travel to Cuba. (By 73 yeas to 25 nays (Vote No. 492), Senate tabled the amendment.)

Page 28436

(2) Dodd Amendment No. 2906 (to Amendment No. 2936), to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, and Dodd Amendment No. 2908 (to Amendment No. 2936), to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba. (By 64 yeas to 34 nays (Vote No. 493), Senate tabled the amendments en bloc.)

Page 28437

Senate Legal Representation: Senate agreed to S. Res. 186, to authorize testimony by Senate employees and representation by Senate Legal Counsel.

Page 28491

Federal Employees Emergency Leave Transfer Act: Senate passed S. 868, to provide authority for leave transfer for Federal employees who are adversely affected by disasters or emergencies.

Page 28492

Tied Aid Credit Program Authorization: Senate passed S. 1309, to reauthorize the tied aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project.

Page 28492

Department of Defense Appropriations—Further Conference: The Senate agreed to a further conference with the House on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, and the Chair appointed the following conferees: Senators Stevens, Cochran, Specter, Domenici, Bond, McConnell, Mack, Shelby, Gregg, Hatfield, Inouye, Hollings, Johnston, Byrd, Leahy, Bumpers, Lautenberg, and Harkin.

Page 28492

Workforce Development Act—Conferees: Pursuant to the order of October 11, 1995, the Chair appointed conferees on H.R. 1617, to consolidate and reform workforce development and literacy programs, as follows: Senators Kassebaum, Jeffords, Coats, Gregg, Frist, DeWine, Ashcroft, Abraham, Gorton, Kennedy, Pell, Dodd, Simon, Harkin, Mikulski, and Wellstone.

Page 28492

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report of deferrals of budgetary resources; which was referred jointly, pursuant to the order of January 30, 1975, as modified by the order of April 11, 1986, to the Committee on Appropriations, to the Committee on the Budget, to the Committee on Foreign Relations, to the Committee on Labor and Human Resources, and to the Committee on Finance. (PM–88).

Page 28458

Nominations Received: Senate received the following nomination:

Arthur L. Money, of California, to be an Assistant Secretary of the Air Force.

Page 28493

Messages From the President: **Page 28458**

Messages From the House: **Page 28459**

Measures Referred: **Page 28459**

Communications: **Page 28459**

Statements on Introduced Bills: **Page 28460**

Additional Cosponsors: **Page 28480**

Amendments Submitted: **Page 28482**

Notices of Hearings: **Page 28482**

Authority for Committees: **Page 28482**

Additional Statements: **Page 28482**

Record Votes: Three record votes were taken today. (Total—494) **Pages 28445, 28446, 28447**

Recess: Senate convened at 10 a.m., and recessed at 7:11 p.m., until 9:30 a.m., on Friday, October 20, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 28493.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Michael V. Dunn, of Iowa, to be an Assistant Secretary of Agriculture for Marketing and Regulatory Programs, and to be a Member of the Board of Directors of the Commodity Credit Corporation, and John David Carlin, of Kansas, to be an Assistant Secretary of Agriculture for Congressional Relations, after the nominees testified and answered questions in their own behalf. Mr. Dunn was introduced by Senator Leahy, and Mr. Carlin was introduced by Senator Kassebaum.

ROLE OF COUNCIL OF ENVIRONMENTAL QUALITY

Committee on Energy and Natural Resources: Subcommittee on Oversight and Investigations concluded hearings to examine the role of the Council of Environmental Quality in the decision-making and management processes of the Department of the Interior, Department of Energy, and the U.S. Forest Service, after receiving testimony from Kathleen A. McGinty, Chair, Council on Environmental Quality.

SAFE DRINKING WATER ACT AMENDMENTS

Committee on Environment and Public Works: Committee concluded hearings on S. 1316, to revise and authorize funds for programs of the Safe Drinking Water Act, after receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; Nebraska Governor E. Benjamin Nelson, Lincoln, and Ohio Governor George V. Voinovich, Columbus, both on behalf of the National Governors Association; Mayor Jeffrey N. Wennberg, Rutland, Vermont, on behalf of the National League of Cities and the National Association of Counties; Gurnie C. Gunter, Kansas City Department of Water Services, Kansas City, Missouri, on behalf of the Association of Metropolitan Water Agencies; Erik D. Olson, Natural Resources Defense Council, Washington, D.C., on behalf of the Campaign for Safe and Affordable Drinking Water; Donald Satchwell, East Green Acres irrigation District, Post Falls, Idaho, on behalf of the American Water Works Association; Dan Keil, Montana Rural Water Systems, Conrad, on behalf of the National Rural Water Association; David Ozonoff, Boston University School of Public Health, Boston, Massachusetts; Richard J. Bull, Battelle Pacific Northwest Laboratories, Richland, Washington; and William R. Mills, Jr., Orange County Water District, Orange County, California, on behalf of the Association of California Water Agencies.

BUDGET RECONCILIATION

Committee on Finance: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, and agreed on recommendations which it will make thereon to the Committee on the Budget.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information held hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Louis J. Freeh, Director, Federal Bureau of Investigation, Department of Justice.

Subcommittee recessed subject to call.

RURAL AND URBAN COMMUNITY REVITALIZATION

Committee on Small Business: Committee held hearings on proposals to revitalize American rural and urban communities, including provisions of S. 743, S. 1184, and S. 1252, receiving testimony from Senators Abraham, Lieberman, and Ashcroft; Jack Kemp, Empower America, Marc Bendick, Jr., Bendick and Egan Economic Consultants, Inc., and Paul S. Grogan, Local Initiatives Support Corporation, all of Washington, D.C.; Blair Forlaw, East-West Gateway Coordinating Council, St. Louis, Missouri; and Randall C. Gideon, KVG Gideon/Toal, Inc., Fort Worth, Texas, on behalf of the American Institute of Architects.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2507–2514; and 2 private bills, H.R. 2515, 2516; and 1 resolution, H. Res. 240, were introduced.

Page 28675

Reports Filed: Reports were filed as follows:

H. Res. 239, providing for the consideration of H.R. 2492, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996 (H. Rept. 104–283); and

H.R. 994, to require the periodic review and automatic termination of Federal regulations, amended (H. Rept. 104–284, Part 1).

Pages 28655, 28675

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative LaHood to act as Speaker pro tempore for today.

Page 28494

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Commerce, Government Reform and Oversight, International Relations, the Judiciary, Resources, Science, Small Business, and Transportation and Infrastructure.

Page 28499

Medicare Preservation Act: By a yea-and-nay vote of 231 yeas to 201 nays, Roll No. 731, the House passed H.R. 2425, to amend title XVIII of the Social Security Act to preserve and reform the medicare program.

Page 28513

Rejected the Gephardt motion to recommit the bill to the Committees on Ways and Means and Commerce with instructions to report it back forthwith containing an amendment that strikes language relating to the extension of Part B premiums (rejected by a recorded vote of 183 ayes to 249 noes, Roll No. 730).

Page 28652

Agreed to the amendment in the nature of a substitute made in order by the rule (text of H.R. 2485), as modified by the rule.

Page 28652

Rejected the Gibbons amendment in the nature of a substitute that sought to reduce medicare by $90 billion over seven years, reduce Part A spending by an amount sufficient to extend the solvency of the Part A hospital trust fund to 2006, and reduce cost sharing by medicare beneficiaries by freezing the Part B premium for one year and providing that the monthly premium in succeeding years would be below the level under current law (rejected by a recorded vote of 149 ayes to 283 noes, Roll No. 729).

Page 28652

H. Res. 238, the rule under which the bill was considered, was agreed to earlier by a recorded vote of 227 ayes to 192 noes, Roll No. 727. Agreed to order the previous question on the rule by a yea-and-nay vote of 231 yeas to 194 nays, Roll No. 726.

Page 28499

Late Report: Conferees received permission to have until midnight Friday, October 20, to file a conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996.

Page 28655

Presidential Message—Budget Deferrals: Read a message from the President wherein reports three deferrals of budgetary resources, totaling $122.8 million and affecting the International Security Assistance program, and the Departments of Health and Human Services and

State—referred to the Committee on Appropriations and ordered printed (H. Doc. 104–125).

Page 28656

Quorum Calls—Votes: One Quorum call (Roll No. 728), two yea-and-nay votes, and three recorded votes developed during the proceedings of the House today and appear on pages 28512, 28513, 28650, 28652, 28654, 28655.

Adjournment: Met at 9 a.m. and adjourned at 8:56 p.m.

Committee Meetings

FOOD FOR PEACE PROGRAM REAUTHORIZATION

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture approved for full Committee action amended H.R. 2493, Food for Peace Reauthorization Act of 1995.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Approved for full Committee action the District of Columbia appropriations for fiscal year 1996.

POSTMARK PROMPT PAYMENT ACT

Committee on Government Reform and Oversight: Subcommittee on Postal Service held a hearing on H.R. 1963, Postmark Prompt Payment Act of 1995. Testimony was heard from Representatives Boehlert, Romero-Barceló, Jacobs, Stockman, Barrett of Wisconsin, and Blute; and public witnesses.

FARM BILL TRADE PROVISIONS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on the Trade Provisions in the 1995 Farm bill. Testimony was heard from August Schumacher, Administrator, Foreign Agricultural Service, USDA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law approved for full committee action the following measures: H.R. 2064, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia; and H.J. Res. 78, amended, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois; and H.R. 394, amended, to amend title 4 of the United States Code to limit State taxation of certain pension income.

Prior to this action, the Subcommittee held a hearing on H.R. 2064 and H.J. Res. 78. Testimony was heard from Representatives Everett and Talent.

OVERSIGHT—UNITED STATES COMMISSION ON CIVIL RIGHTS

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing on the U.S. Commission on Civil Rights. Testimony was heard from Representatives Foley, Slaughter, Shaw, and Rohrabacher; Mary Mathews, Staff Director, U.S. Commission on Civil Rights; and a public witness.

MEDICAL PROCEDURES INNOVATION AND AFFORDABILITY ACT; INVENTOR PROTECTION ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 1127, Medical Procedures Innovation and Affordability Act; and H.R. 2419, Inventor Protection Act of 1995. Testimony was heard from Senator Lieberman; Representatives Ganske and Wyden; G. Lee Skillington, Counsel, Office of Legislative and International Affairs, Patent and Trademark Office, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the following bills: H.R. 2418, amended, DNA Identification Grants Improvement Act of 1995; H.R. 1533, to amend title 18, United States Code, to increase the penalty for escaping from a Federal prison; and H.R. 2359, amended, to clarify the method of execution of Federal prisoners.

NUCLEAR WASTE POLICY ACT AMENDMENTS

Committee on Resources: Met to consider H.R. 1020, to amend the Nuclear Waste Policy Act, but no action was taken thereon.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a closed rule providing 1 hour of debate on H.R. 2492, making appropriations for the legislative branch for the fiscal year ending September 30, 1996. The rule provides for consideration of the bill in the House. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Packard and Fazio.

UNITED STATES-JAPANESE COOPERATION IN HUMAN SPACEFLIGHT

Committee on Science: Held a hearing on United States-Japanese Cooperation in Human Spaceflight. Testimony was heard from Donald S. Goldin, Administrator, NASA; Ambassador Takakazu Kuriyama, Embassy of Japan; and public witnesses.

EFFECTS OF SUPERFUND LIABILITY ON SMALL BUSINESS

Committee on Small Business: Held a hearing on Effects of Superfund Liability on Small Business. Testimony was heard from Lois J. Schiffer, Assistant Attorney General, Environmental and Natural Resources Division, Department of Justice; and public witnesses.

PUBLIC AIRCRAFT REGULATION

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Regulation of Public Aircraft by the FAA under Public Law 103–411 and on proposed Restrictions on the use of Certain Special Purpose Aircraft under H.R. 1320, to impose restrictions on the use of certain special purpose aircraft. Testimony was heard from public witnesses.

Joint Meetings

APPROPRIATIONS—TRANSPORTATION

Conferees, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996.

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Friday, October 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 28695–28739

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 1346–1353, and S. Res. 187.

Page 28726

Measures Reported: Reports were made as follows:

S. 929, to abolish the Department of Commerce, with an amendment in the nature of a substitute. (S. Rept. No. 104–164)

Page 28726

Nominations Received: Senate received the following nominations:

Nanette K. Laughrey, of Missouri, to be United States District Judge for the Eastern and Western Districts of Missouri.

Lottie Lee Shackelford, of Arkansas, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1998. (Reappointment)

Page 28739

Messages From the House: **Page 28725**

Measures Referred: **Page 28725**

Statements on Introduced Bills: **Page 28726**

Additional Cosponsors: **Page 28732**

Notices of Hearings: **Page 28732**

Authority for Committees: **Page 28732**

Additional Statements: **Page 28732**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:30 p.m., until 11 a.m., on Monday, October 23, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 28736.)

Committee Meetings

SUBCOMMITTEE MEMBERSHIP

Committee on Appropriations: Committee approved the following subcommittee membership assignments:

Subcommittee on Agriculture, Rural Development, and Related Agencies: Senators Cochran (Chairman), Specter, Bond, Gorton, McConnell, Burns, Bumpers, Harkin, Kerrey, Johnston, and Kohl.

Subcommittee on Commerce, Justice, State, and the Judiciary: Senators Gregg (Chairman), Stevens, Hatfield, Domenici, McConnell, Jeffords, Hollings, Inouye, Bumpers, Lautenberg, and Kerrey.

Subcommittee on Defense: Senators Stevens (Chairman), Cochran, Specter, Domenici, Bond, McConnell, Mack, Shelby, Gregg, Inouye, Hollings, Johnston, Byrd, Leahy, Bumpers, Lautenberg, and Harkin.

Subcommittee on the District of Columbia: Senators Jeffords (Chairman), Campbell, and Kohl.

Subcommittee on Energy and Water Development: Senators Domenici (Chairman), Hatfield, Cochran, Gorton, McConnell, Bennett, Burns, Johnston, Byrd, Hollings, Reid, Kerrey, and Murray.

Subcommittee on Foreign Operations: Senators McConnell (Chairman), Specter, Mack, Jeffords, Gregg, Shelby, Bennett, Leahy, Inouye, Lautenberg, Harkin, Mikulski, and Murray.

Subcommittee on the Interior: Senators Gorton (Chairman), Stevens, Cochran, Domenici, Hatfield, Burns, Bennett, Mack, Byrd, Johnston, Leahy, Bumpers, Hollings, Reid, and Murray.

Subcommittee on Labor, Health and Human Services, and Education: Senators Specter (Chairman), Hatfield, Cochran, Gorton, Mack, Bond, Jeffords, Gregg, Harkin, Byrd, Hollings, Inouye, Bumpers, Reid, and Kohl.

Subcommittee on the Legislative Branch: Senators Mack (Chairman), Bennett, Campbell, Murray, and Mikulski.

Subcommittee on Military Construction: Senators Burns (Chairman), Stevens, Gregg, Campbell, Reid, Inouye, and Kohl.

Subcommittee on Transportation: Senators Hatfield (Chairman), Domenici, Specter, Bond, Gorton, Shelby, Lautenberg, Byrd, Harkin, Mikulski, and Reid.

Subcommittee on Treasury, Postal Service, and General Government: Senators Shelby (Chairman), Jeffords, Campbell, Kerrey, and Mikulski.

Subcommittee on VA–HUD and Independent Agencies: Senators Bond (Chairman), Burns, Stevens, Shelby, Bennett, Campbell, Mikulski, Leahy, Johnston, Lautenberg, and Kerrey.

OMNIBUS BUDGET RECONCILIATION

Committee on the Budget: Committee began markup of proposed legislation to provide for reconciliation pursuant to H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, but did not complete action thereon, and will meet again on Monday, October 23.

RELIGIOUS LIBERTY

Committee on the Judiciary: Committee resumed hearings to examine the status of religious liberty in the United States and whether there is a need for further legal protection, receiving testimony from Steven T. McFarland, Christian Legal Society's Center for Law and Religious Freedom, Annandale, Virginia; Douglas Laycock, University of Texas Law School, Austin; Oliver S. Thomas, Maryville, Tennessee, on behalf of the National Council of the Churches of Christ in the USA; Michael W. McConnell, University of Chicago, Chicago, Illinois; and Forest D. Montgomery, National Association of Evangelicals, Washington, D.C.

Hearings will continue on Wednesday, October 25.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 2517–2518 were introduced.
Page 28774

Reports Filed: Reports were filed as follows:

H.R. 2371, to provide trade agreements authority to the President, amended (H. Rept. 104–285, Part 1);

Conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–286);

H.R. 1358, to require the Secretary of Commerce to convey the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts, amended (H. Rept. 104–287); and

H.R. 2005, to direct the Secretary of the Interior to make technical corrections in maps relating to the Coastal Barrier Resources System (H. Rept. 104–288).
Page 28740

Speaker Pro Tempore: Read a message from the Speaker wherein he designates Representative Upton to act as Speaker pro tempore for today.
Page 28740

Recess: House recessed at 10:02 a.m. and reconvened at 6:35 p.m.
Page 28740

Senate Messages: Messages received from the Senate today appear on page 28740.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 6:36 p.m.

Committee Meetings

No Committee meetings were held.

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Monday, October 23, 1995

Senate

Chamber Action

Routine Proceedings, pages 28912–29005

Measures Introduced: Four bills were introduced as follows: S. 1354–1357.
Page 28996

Measures Reported: Report was made as follows:

S. 1357, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996.
Page 28996

U.S. Embassy Relocation: Senate began consideration of S. 1322, to provide for the relocation of the United States Embassy in Israel to Jerusalem, taking action on amendments proposed thereto, as follows:
Pages 28961, 28990

Adopted:

Dole Amendment No. 2941, in the nature of a substitute.
Page 28994

Rejected:

Dorgan Amendment No. 2940, to express the sense of the Senate on tax cuts and Medicare. (By 51 yeas to 40 nays (Vote No. 495), Senate tabled the amendment.)
Pages 28964, 28990

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendment pending thereto, on Tuesday, October 24, 1995.
Page 28993

Commencement Dates of Federal Judgeships—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1328, to amend the commencement dates of certain temporary Federal judgeships, on Tuesday, October 24, 1995, at 2:15 p.m. **Page 29005**

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the report on blocking assets and prohibiting transactions with significant narcotics traffickers; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–89). **Page 28995**

Measures Referred: **Page 28995**

Measures Placed on Calendar: **Page 28995**

Communications: **Page 28995**

Statements on Introduced Bills: **Page 28996**

Additional Cosponsors: **Page 28999**

Amendments Submitted: **Page 28999**

Notices of Hearings: **Page 29000**

Additional Statements: **Page 29000**

Record Votes: One record vote was taken today. (Total–495) **Page 28992**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:56 p.m., until 9:15 a.m., on Tuesday, October 24, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 29005.)

Committee Meetings

OMNIBUS BUDGET RECONCILIATION

Committee on the Budget: Committee ordered favorably reported an original bill (S. 1357) to provide for reconciliation pursuant to H. Con. Res. 67, setting forth the congressional budget for the United States Government for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

AFFIRMATIVE ACTION

Committee on the Judiciary: Subcommittee on Constitution, Federalism, and Property Rights resumed hearings to examine the status and future of affirmative action, receiving testimony from former Mayor Edward I. Koch, New York, New York; Ward Connerly, University of California, Sacramento; Susan Au Allen, United States Pan Asian American Chamber of Commerce, and Mari J. Matsuda, Georgetown University, both of Washington, D.C.; and A. Leon Higginbotham, Jr., Harvard University, Cambridge, Massachusetts.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12:30 p.m. on Tuesday, October 24.

Committee Meetings

No Committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆

Tuesday, October 24, 1995

Senate

Chamber Action

Routine Proceedings, pages 29008–29098

Measures Introduced: Three bills and three resolutions were introduced, as follows: S. 1358–1360, and S.J. Res. 39–41. **Page 29078**

Measures Passed:

U.S. Embassy Relocation: By 93 yeas to 5 nays (Vote No. 496), Senate passed S. 1322, to provide for the relocation of the United States Embassy in Israel to Jerusalem, as amended. **Page 29021**

Commencement of Dates of Federal Judgeships: Senate passed S. 1328, to amend the commencement dates of certain temporary Federal judgeships, after taking action on amendments proposed thereto, as follows: **Page 29040**

Rejected:

(1) Wellstone Amendment No. 2944 (to Amendment No. 2943), of a perfecting nature. (By 53 yeas to 45 nays (Vote No. 497), Senate tabled the amendment.) **Page 29043**

(2) By a unanimous vote of 96 nays (Vote No. 498), Hatch Amendment No. 2945 (to Amendment No. 2943), to express the sense of the Senate regarding the President's revised federal budget proposal. **Page 29046**

Withdrawn:

(1) Santorum Modified Amendment No. 2943, to express the sense of the Senate regarding the President's revised federal budget proposal. **Page 29041**

(2) Ford Amendment No. 2946, to provide for the appointment of an additional Federal District Judge for the Western District of Kentucky. **Page 29056**

Winfield Scott Stratton Post Office: Senate passed H.R. 1026, to designate the United States Post Office building located at 201 East Pikes Peak Avenue in Colorado Springs, Colorado, as the "Winfield Scott Stratton Post Office", clearing the measure for the President. **Page 29093**

Harry Kizirian Post Office Building: Senate passed H.R. 1606, to designate the United States Post Office building located at 24 Corliss Street, Providence, Rhode Island, as the "Harry Kizirian Post Office Building", after agreeing to the following amendment proposed thereto: **Page 29093**

Frist (for Stevens) Amendment No. 2947, to amend chapter 2 of title 39, United States Code, to adjust the salary of the Board of Governors of the United States Postal Service. **Page 29093**

Budget Reconciliation—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1357, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996 on Wednesday, October 25, 1996. **Page 29095**

Messages From the House: **Page 29076**

Communications: **Page 29076**

Petitions: **Page 29076**

Executive Reports of Committees: **Page 29078**

Statements on Introduced Bills: **Page 29078**

Additional Cosponsors: **Page 29083**

Amendments Submitted: **Page 29083**

Notices of Hearings: **Page 29085**

Authority for Committees: **Page 29085**

Additional Statements: **Page 29085**

Text of H.R. 927 as Previously Passed: **Page 29087**

Record Votes: Three record votes were taken today. (Total—498) **Pages 20936, 29046, 29053**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 8:03 p.m., until 10 a.m., on Wednesday, October 25, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 29095.)

Committee Meetings

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 1316, to revise and authorize funds for programs of the Safe Drinking Water Act, with amendments;

S. 1097, to designate the Federal building located at 1550 Dewey Avenue, Baker City, Oregon, as the "David J. Wheeler Federal Building"; and

The nomination of Kathleen A. McGinty, of Pennsylvania, to be a Member of the Council on Environmental Quality.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Sidney R. Thomas, of Montana, to be United States Circuit Judge for the Ninth Circuit, Todd J. Campbell, to be United States District Judge for the Middle District of Tennessee, P. Michael Duffy, to be United States District Judge for the District of South Carolina, Kim McLane Wardlaw, to be United States District Judge for the Central District of California, and E. Richard Webber, to be United States District Judge for the Eastern District of Missouri, after the nominees testified and answered questions in their own behalf. Mr. Thomas was introduced by Senators Burns and Baucus, Mr. Campbell was introduced by Senator Thompson and Representative Clement, Mr. Duffy was introduced by Senators Thurmond and Hollings, Ms. Wardlaw was introduced by Senator Feinstein, and Mr. Webber was introduced by Senators Ashcroft and Bond and Representative Volkmer.

FEDERAL COURTS IMPROVEMENT ACT

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts held hearings on S. 1101, to make improvements in the operation and administration of the Federal courts, receiving testimony from Barefoot Sanders, United States District Judge for the Northern District of Texas, Dallas, Gustave Diamond, United States District Judge for the Western District of Pennsylvania, Pittsburgh, and Stephen H. Anderson, United States Circuit Judge for the Tenth Circuit Court of Appeals, Salt Lake City, Utah, all on behalf of the Judicial Conference of the United States; W. Earl Britt, Federal Judges Association, Raleigh, North Carolina; John J. Curtin, Jr., Boston, Massachusetts, on behalf of the American Bar Association; Robert L. Fanter, Whitfield & Eddy, Des Moines, Iowa, on behalf of the Defense Research Institute; and Loren E. Weiss, National Association of Criminal Defense Lawyers, Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 2519–2527; and 2 resolutions, H. Res. 242–243 were introduced.

Page 29191

Reports Filed: Reports were filed as follows:

H. Res. 241, waving points of order against the conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, (H. Rept. 104–289); and

H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge (H. Rept.104–290).

Page 29191

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Longley to act as Speaker pro tempore for today.

Page 29099

Recess: House recessed at 1:18 p.m. and reconvened at 2 p.m.

Page 29106

Journal: By a yea-and-nay vote of 363 yeas to 48 nays, with 1 voting "present", Roll No. 732, the House approved the Journal of Friday, October 20.

Page 29106

Corrections Calendar: On the call of the Corrections Calendar, the House passed and sent to the Senate, amended, the following bills:

Senior citizens housing safety: H.R. 117, amended, to amend the United States Housing Act of 1937 to prevent persons having drug or alcohol use problems from occupying dwelling units in public housing projects designated for occupancy by elderly families (agreed to by a yea-and-nay vote of 415 yeas, Roll No. 733);

Pages 29111, 29154

Authorizing minors to load materials into balers and compactors: H.R. 1114, amended, to authorize minors who are under the child labor provisions of the Fair Labor Standards Act of 1938 and who are under 18 years of age to load materials into balers and compactors that meet appropriate American National Standards Institute design safety standards; and

Page 29124

Federal employee representation improvement: H.R. 782, amended, to amend title 18 of the United States Code to allow members of employee associations to represent their views before the United States Government.

Page 29130

Personal Responsibility Act: The Speaker appointed Representative Cunningham as an additional conferee in the conference on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence.

Page 29133

Jerusalem Embassy relocation: By a yea-and-nay vote of 374 yeas to 37 nays, with 5 voting "present", Roll No. 734, the House voted to suspend the rules and pass S. 1322, to provide for the relocation of the United States Embassy in Israel to Jerusalem—clearing the measure for the President.

Pages 29143, 29155

Fishermen's Protective Act Amendments: House agreed to suspend the rules and agree to the Senate amendment to H.R. 716, to amend the Fishermen's Protective Act—clearing the measure for the President.

Page 29133

Federal Securities Litigation: House disagreed to the Senate amendment to H.R. 1058, to reform Federal securities litigation; and asked a conference. Appointed as conferees:

From the Committee on Commerce, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Bliley, Tauzin, Fields of Texas, Cox of California, White, Dingell, Markey, Bryant of Texas, and Eshoo.

Page 29133

As additional conferees from the Committee on the Judiciary, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Hyde, McCollum, and Conyers.

Page 29153

Meeting Hour: House agreed to meet at 11 a.m. on Wednesday, October 25 and at 9 a.m. on Thursday, October 26.

Page 29156

Committee To Sit: The following committees and their subcommittees received permission to sit under the 5-minute rule on Wednesday, October 25: committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, the Judiciary, Resources, Science, Small Business, and Veterans' Affairs.

Page 29156

Workplace Development and Literacy Reform: House disagreed to the Senate amendments to H.R. 1617, to consolidate and reform workforce development and literacy programs; and agreed to a conference: Appointed as conferees: Representatives Goodling, Gunderson, Cunningham, McKeon, Riggs, Graham, Souder, Clay, Williams, Kildee, Sawyer, and Green of Texas.

Page 29156

Presidential Message—National Emergency in Colombia: Read a message from the President wherein he reports the declaration of a national emergency with respect to narcotics traffickers centered in Colombia—referred to the Committee on International Relations and ordered printed (H. Doc. 104–129).

Page 29157

Referrals: Two Senate passed measures were referred to the appropriate House committees.

Page 29190

Senate Messages: Messages from the Senate today appear on page 29108.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 29192.

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 29154, 29155. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:21 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Began markup of a measure making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said district for the fiscal year ending September 30, 1996.

Committee recessed subject to call.

WHITE HOUSE TRAVEL OFFICE

Committee on Government Reform and Oversight: Held a hearing on White House Travel Office. Testimony was heard from the following officials of the Department of Justice: Ivian C. Smith, Inspector, FBI; and Michael Shaheen, Counsel, Office of Professional Responsibility; Gary Bell, Chief Inspector, IRS, Department of the Treasury; Nancy Kingsbury, Director, Planning and Reporting, GAO; and John Podesta, former Press Secretary, The White House.

UN AT 50

Committee on International Relations: Held a hearing on the United Nations at 50: Prospects for Reform. Testimony was heard from Senator Kassebaum; Jeane Kirkpatrick, former Ambassador, United Nations; and public witnesses.

IMMIGRATION IN THE NATIONAL INTEREST ACT; PRIVATE CLAIMS BILLS

Committee on the Judiciary: Ordered Reported Amended H.R. 2202, Immigration in the National Interest Act of 1995.

The Committee also considered private claims bills.

FEDERAL LAND EXCHANGE IMPROVEMENT ACT

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on H.R. 2466, Federal Land Exchange Improvement Act of 1995. Testimony was heard from Janice McDougle, Associate Deputy Chief, Forest Service, USDA; Mat Millenbach, Deputy Director, Bureau of Land Management, Department of the Interior; and public witnesses.

CENTRAL VALLEY PROJECT REFORM ACT

Committee on Resources: Subcommittee on Water and Power Resources approved for full Committee action amended the Central Valley Project Reform Act of 1995.

OVERSIGHT—TIMBER SALVAGE

Committee on Resources: Salvage Timber and Forest Health Task Force held an oversight hearing on Timber Salvage. Testimony was heard from the following officials of the USDA: Mark Gaede, Acting Deputy Under Secretary, Natural Resources and Environment; and Gray Reynolds, Deputy Chief, Forest Service; the following officials of the Department of the Interior: Nancy Hayes, Chief of Staff, Bureau of Land Management; and Gary Jackson, Deputy Assistant, Ecological Services, U.S. Fish and Wildlife Service; Russ Bellmer, Chief, ESA Division, National Marine Fisheries Service, Department of Commerce; and Dick Sanderson, Director, Office of Federal Activities, EPA; Jim Welsh, Representative, State of Oregon, and public witnesses.

CONFERENCE REPORT—TRANSPORTATION APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representative Wolf.

NATIONAL EARTHQUAKE HAZARDS REDUCTION PROGRAM

Committee on Science: Subcommittee on Basic Research held a hearing on the National Earthquake Hazards Reduction Program. Testimony was heard from Richard T. Moore, Associate Director, Mitigation, FEMA; Richard Wright, Director/Building and Fire Research Laboratory, National Institute of Standards and Technology, Department of Commerce; Joseph Bordogna, Assistant Director, Engineering, NSF; Robert Hamilton, Coordinator, Geologic Hazards Program Office, U.S. Geological Survey, Department of the Interior; Paul Komor, former Project Director "Reducing Earthquake Losses," OTA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—FOREIGN OPERATIONS

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

WELFARE REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, but did not complete action thereon, and recessed subject to call.

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Wednesday, October 25, 1995

Senate

Chamber Action

Routine Proceedings, pages 29327–29341

Measures Introduced: Three bills were introduced, as follows: S. 1361–1363.

Page 29321

Measures Reported: Reports were made as follows:

S. 1097, to designate the Federal building located at 1550 Dewey Avenue, Baker City, Oregon, as the "David J. Wheeler Federal Building".

Budget Reconciliation: Senate began consideration of S. 1357, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, with the following motions/amendments pending thereto:

Pages 29230, 29248

(1) Rockefeller motion to commit the bill to the Committee on Finance with instructions.

Page 29248

(2) Brown Modified Amendment No. 2949 (to instructions of motion to commit), instructions that the committee should consider the findings of the trustees of the Federal Insurance Trust Fund.

Page 29264

(3) Abraham Amendment No. 2950, to establish beneficiary incentive programs to collect information on fraud and abuse against the medicare program and to collect information on program efficiency.

Page 29285

(4) Harkin Amendment No. 2957 (to Amendment No. 2950), to strengthen efforts to combat Medicare waste, fraud and abuse.

Page 29305

(5) Bradley motion to commit the bill to the Committee on Finance with instructions.

Page 29310

(6) Nickles/Brown Amendment No. 2958 (to Bradley motion to commit the bill), to increase the Earned Income Tax Credit for families.

Page 29316

A unanimous-consent agreement was reached providing for consideration of certain amendments/motions to be proposed to the bill.

Pages 29317, 29340

Senate will continue consideration of the bill on Thursday, October 26, 1995.

Appointments:

Advisory Commission on Intergovernmental Relations: The Chair, on behalf of the Vice President, pursuant to Public Law 86–380, appointed Senator Thomas to the Advisory Commission on Intergovernmental Relations, vice Senator Dorgan.

Page 29341

Messages From the House: **Page 29321**

Measures Referred: **Page 29321**

Statements on Introduced Bills: **Page 29321**

Additional Cosponsors: **Page 29322**

Amendments Submitted: **Page 29322**

Authority for Committees: **Page 29335**

Additional Statements: **Page 29335**

Adjournment: Senate convened at 10 a.m., and adjourned at 11:58 p.m., until 9 a.m., on Thursday, October 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 29341.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee met in closed session to consider pending military nominations, but did not take final action thereon, and recessed subject to call.

RELIGIOUS LIBERTY

Committee on the Judiciary: Committee concluded hearings to examine the status of religious liberty in the United States and whether there is a need for further legal protection, after receiving testimony from Walter E. Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Cathleen A. Cleaver, Family Research Council, David Saperstein, Religious Action Center of Reform Judaism, J. Brent Walker, Baptist Joint Committee, Louis P. Sheldon, Traditional Values Coalition, and Kevin J. Hasson, The Becket Fund for Religious Liberty, all of Washington, D.C.

VETERANS HEALTH PROGRAMS

Committee on Veterans' Affairs: Committee concluded hearings on proposed legislation to expand the VA's authority to contract for health care services and to provide the agency with added flexibility to reorganize its field offices, S. 293, to authorize the payment to States of per diem for veterans receiving adult day health care, S. 403, to provide for the organization and administration of the Readjustment Counseling Service, to improve eligibility for readjustment counseling and related counseling, S. 425, to require the establishment in the Department of Veterans Affairs of mental illness research, education, and clinical centers, S. 548, to provide quality standards for mammograms performed by the Department of Veterans Affairs, S. 612, to provide for a hospice care pilot program for the Department of Veterans Affairs, and S. 644, to reauthorize the establishment of research corporations in the Veterans Health Administration, after receiving testimony from Kenneth W. Kizer, Under Secretary of Veterans Affairs for Health; and John Vitikacs, American Legion, James N. Magill, Veterans of Foreign Wars, David W. Gorman, Disabled American Veterans, and Terry Grandison, Paralyzed Veterans of America, all of Washington, D.C.

INTELLIGENCE—LAW ENFORCEMENT COOPERATION

Select Committee on Intelligence: Committee concluded hearings to review recommendations to improve the coordination and cooperation between the intelligence and law enforcement communities, after receiving testimony from Jamie S. Gorelick, Deputy Attorney General, Department of Justice; and Jeff Smith, Counsel, Central Intelligence Agency.

Also, committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

WHITEWATER

Special Committee To Investigate Whitewater Development Corporation and Related Matters: Committee met to discuss the status of the hearings to examine issues relating to the President's involvement with the Whitewater Development Corporation.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 2528–2536, and 2 private bills, H.R. 2537, H. Res. 244; and 2 resolutions, H. Con. Res. 109–110 were introduced.

Page 29443

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996 (H. Rept. 104–291); and

H. Res. 245, providing for consideration of H. Con. Res. 109, expressing the sense of the Congress regarding the need for reform of the social security earnings limit, and providing for further consideration of H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget (H. Rept. 104–292).

Pages 29407, 29441

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Barrett of Nebraska to act as Speaker pro tempore for today.

Page 29342

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of today.

Page 29342

Transportation Appropriations: By a yea-and-nay vote of 393 yeas to 29 nays, Roll No. 735, the House agreed to the conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Page 29348

H. Res. 241, the rule which waived points of order against the conference report, was agreed to earlier by a voice vote.

Page 29348

Line Item Veto: By a yea-and-nay vote of 381 yeas to 44 nays, the House agreed to the Deutsch motion to instruct House conferees in the conference on S. 4, to grant the power to the President to reduce authority, to insist upon the inclusion of provisions to require that the bill apply to the targeted tax benefit provisions of any revenue or reconciliation bill enacted into law during or after fiscal year 1995.

Page 29366

Privilege of the House: By a recorded vote of 236 ayes to 189 noes, Roll No. 737, the House agreed to the Armey motion to table H. Res. 244, to direct the Speak-

er to provide an appropriate remedy in response to the use of a forged document at a subcommittee hearing.
Page 29373

Budget Reconciliation: Pursuant to the order of Tuesday, October 24, the House completed three hours of general debate on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996; but came to no resolution thereon. Further consideration will continue on Thursday, October 26, under a rule.
Page 29375

Recess: House recessed at 9:54 p.m. and reconvened at 1 a.m. on Thursday, October 26.
Page 29441

Senate Messages: Messages received from the Senate today appear on page 29342.

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 29365, 29372, 29374. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 1:03 a.m. on Thursday, October 26.

Committee Meetings

RURAL DEVELOPMENT REFORMS AND AGRICULTURE RELIEF AND TRADE ACT

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry held a hearing to consider rural development reforms and the Agricultural Relief and Trade Act of 1995. Testimony was heard from Jill Long Thompson, Under Secretary, Rural Economic and Community Development Service, USDA; and public witnesses.

MARKETS AND TRADING REORGANIZATION, AND REFORM ACT

Committee on Banking and Financial Services: Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises continued hearings on H.R. 718, Markets and Trading Reorganization and Reform Act. Testimony was heard from the following officials of the Financial Institutions and Market Issues Division, GAO: Jim Bothwell, Director; Helen Hsing, Associate Director; Michael Burnett, Assistant Director; and Frank J. Philippi, Evaluator.

HYDROELECTRIC PROJECTS

Committee on Commerce: Ordered reported the following bills: H.R. 657, to extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas; H.R. 680, to extend the time for construction of certain FERC licensed hydro projects; H.R. 1011, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in the State of Ohio; H.R. 1014, amended, to authorize extension of time limitation for a FERC-issued hydroelectric license; H.R. 1051, to provide for the extension of certain hydroelectric projects located in the State of West Virginia; H.R. 1290, amended, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon; H.R. 1335, to provide for the extension of a hydroelectric project located in the State of West Virginia; H.R. 1366, to authorize the extension of time limitation for the FERC-issued hydroelectric license for the Mt. Hope waterpower project; and H.R. 1835, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in Oregon.

FAIR LABOR STANDARDS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections held an oversight hearing on the Fair Labor Standards Act of 1938. Testimony was heard from Representatives Knollenberg and Bateman; and public witnesses.

CIVIL SERVICE REFORM

Committee on Government Reform and Oversight: Subcommittee on Civil Service concluded hearings on Civil Service Reform I: NPR and the Case for Reform. Testimony was heard from public witnesses.

OVERSIGHT—CENSUS BUREAU

Committee on Government Reform and Oversight: Subcommittee on National Security, International Affairs, and Criminal Justice held an oversight hearing on Census Bureau: Preparations for the 2000 Census. Testimony was heard from the following officials of the Department of Commerce: Francis D. DeGeorge, Inspector General; and Martha Farnsworth Riche, Director, Bureau of the Census; and L. Nye Stevens, Director, Planning and Reporting, General Government Division, GAO.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS; ANDERSON v. ROSE; COMMITTEE BUSINESS

Committee on House Oversight: Ordered reported H.R. 2527, to amend the Federal Election Campaign Act of 1971 to improve the electoral process by permitting electronic filing and preservation of Federal Election Commission reports.

The Committee approved a motion to dismiss the election contest in the 7th District of North Carolina, Anderson versus Rose.

The Committee also approved other pending committee business.

UNITED STATES-JAPAN RELATIONS

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on United States-Japan Relations and American Interests in Asia: Striking a New Balance. Testimony was heard from Winston Lord, Assistant Secretary, East Asian and Pacific Affairs, Department of State; Joseph S. Nye, Assistant Secretary, International Security Affairs, Department of Defense; and public witnesses.

TRADE ISSUES REGARDING CHILE

Committee on International Relations: Subcommittee on International Economic Policy and Trade and the Subcommittee on Western Hemisphere Affairs held a joint hearing on Trade Issues Regarding Chile and other Latin American Countries in Light of the NAFTA Experience. Testimony was heard from Representatives Kolbe, Kaptur, Hunter and Dunn; Ira Shapiro, Special Negotiator for Japan and Canada, Office of the U.S. Trade Representative; Alexander F. Watson, Assistant Secretary, Inter-American Affairs, Department of State; William E. Barreda, Deputy Assistant Secretary, Trade and International Policy, Department of the Treasury; and public witnesses.

NEW GATT PATENT ACCORD IMPACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on the Impact on U.S. Exporters of the New GATT Patent Accord. Testimony was heard from Bruce A. Lehman, Commissioner, Patent and Trademarks, Department of Commerce; and a public witness.

RACE AND GENDER PREFERENCE PROGRAMS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing regarding the Economic and Social Impact of Race and Gender Preference Programs. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 826, to extend the deadline for the completion of certain land exchanges involving the Big Thicket National Preserve in Texas; H.R. 924, to prohibit the Secretary of Agriculture from transferring any National Forest System lands in the Angeles National Forest in California out of Federal ownership for use as a solid waste landfill; H.R. 1838, to provide for an exchange of lands with the Water Conservancy District of Washington County, UT; H.R. 1581, to require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the city of Sumpter, OR; H.R. 207, amended, Cleveland National Forest Land Exchange Act of 1995; H.R. 1163, amended, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchogue; H.R. 1585, Modoc National Forest Boundary Adjustment Act; and H.R. 2437, to provide for the exchange of certain lands in Gilpin County, CO.

SOCIAL SECURITY EARNINGS TEST REFORM SEVEN-YEAR BALANCED BUDGET RECONCILIATION ACT

Committee on Rules: Granted, by a vote of 9 to 4, a rule providing for twenty minutes of debate in the House of H. Con. Res. 109, Social Security earnings test reform. The rule provides three hours of additional general debate on H.R. 2491, Seven-Year Balanced Budget Reconciliation Act of 1995. The rule provides that an amendment in the nature of a substitute consisting of the text of H.R. 2517 modified by the amendments printed in the report of the Committee on Rules on the rule shall be considered as adopted in the House and in the Committee of the Whole; that the bill as amended shall be considered as an original bill for the purpose of further amendment and that all points of order against provisions of the bill as amended are waived. No amendment shall be in order to the bill as amended except an amendment in the nature of a substitute consisting of the text of H.R. 2530, which may only be offered by the Minority Leader or his designee. The amendment in the nature of a substitute shall be considered as read, shall not be subject to amendment, and shall be debatable for one hour equally divided and controlled by the proponent and an opponent. All points of order against the amendment in the nature of a substitute are waived. The rule provides that after a motion to rise has been rejected on any day, another such motion may only be offered by the Minority Leader or the Budget Committee chairman. The rule provides one motion to recommit which, if containing instructions, may only be offered by the Minority Leader or a designee. The rule provides that the yeas and nays are ordered on final passage and that the provisions of clause 5(c) of Rule XXI (requiring a three-fifths vote on any amendment or measure containing a Federal income tax rate increase) shall not apply to the votes on the bill, amendments thereto or conference reports thereon. Testimony was heard from Chairman Kasich and Representatives Miller of Florida, Roberts, Ney, Fox, Cremeans, Klug, Horn, Davis, Rohrabacher, Salmon, Young of Alaska, Hancock, Bunn of Oregon, Sabo, Stenholm, Mollohan, Costello, Orton, Pomeroy, Meek of Florida, de la Garza, Johnson of South Dakota, Peterson of Minnesota, Dooley, Thurman, Hinchey, Waxman, Markey, Wyden, Richardson, Pallone, Deutsch, Gene Green of Texas, and Collins of Illinois.

NATIONAL TECHNOLOGY TRANSFER AND ADVANCEMENT ACT; COMMITTEE BUSINESS

Committee on Science: Ordered reported amended H.R. 2196, National Technology Transfer and Advancement Act of 1995.

The Committee also met to consider Committee business.

SMALL BUSINESS—REGULATORY AND PAPERWORK BURDENS

Committee on Small Business: Held an oversight hearing on "IRS Initiatives to Reduce Regulatory and Paperwork Burdens on Small Business." Testimony was heard from Margaret Milner Richardson, Commissioner, IRS, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

OVERSIGHT—TRUMAN VA MEDICAL CENTER

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held an oversight hearing concerning management issues at the Harry S Truman VA Medical Center in Columbia, Missouri. Testimony was heard from the following officials of the Department of Veterans Affairs: Gordon D. Christensen, M.D., Associate Chief of Staff, Research and Development and John T. Carson, Director, both with the Harry S Truman Medical Center; William T. Merriman, Deputy Inspector General; Jack H. Kroll, Assistant Inspector General, Departmental Reviews and Management Support; Thomas L. Garthwaite, M.D., Deputy Under Secretary, Health, Veterans Health Administration; and Robert E. Coy, Deputy General Counsel.

Joint Meetings

APPROPRIATIONS—FOREIGN OPERATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees agreed to file a conference report in disagreement on the differences between the Senate- and House-passed versions of H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996.

TELECOMMUNICATIONS REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, but did not complete action thereon, and recessed subject to call.

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Thursday, October 26, 1995

Senate

Chamber Action

Routine Proceedings, pages 30011–30289

Measures Introduced: Three bills were introduced, as follows: S. 1364–1366.

Page 30156

Measures Reported: Report made as follows:

S. 848, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia.

Page 30156

Budget Reconciliation: Senate continued consideration of S. 1357, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, taking action on motions/amendments pending thereto:

Pages 30011, 30077

Adopted:

(1) By a unanimous vote of 99 yeas (Vote No. 500), Abraham Amendment No. 2950, to establish beneficiary incentive programs to collect information on fraud and abuse against the Medicare program and to collect information on program efficiency.

Pages 30011, 30081

(2) By a unanimous vote of 99 yeas (Vote No. 504), Kassebaum Amendment No. 2962, to strike the provisions relating to loan payments from institutions, the elimination of the grace period interest subsidy, and the PLUS loan interest rate and rebate.

Pages 30077, 30083

(3) By a unanimous vote of 99 yeas (Vote No. 507), McCain Amendment No. 2964, to express the sense of the Senate regarding the need to raise the Social Security earnings limit.

Pages 30087, 30133

(4) By 79 yeas to 20 nays (Vote No. 508), Helms Amendment No. 2965, to allow senior citizens to continue to choose their doctors.

Pages 30091, 30133

(5) By a unanimous vote of 99 yeas (Vote No. 509), Brown Amendment No. 2969, to provide that the $1,000,000 limit on deductibility of compensation paid to an employee is extended to employees of all businesses, and to use the resulting revenues to reduce the Social Security earnings penalty.

Pages 30100, 30133

(6) By 60 yeas to 39 nays (Vote No. 513), Chafee/Conrad Amendment No. 2973, to guarantee coverage under the Medicaid program for low-income aged, blind, and disabled individuals eligible for supplemental security income benefits under title XVI of the Social Security Act.

Pages 30110, 30135

(7) By a unanimous vote of 99 yeas (Vote No. 515), Bond/Pryor Modified Amendment No. 2975, to increase the health insurance deduction for self-employed individuals and to strike the long-term care insurance provisions.

Pages 30114, 30136

(8) Snowe Amendment No. 2976, to express the sense of the Senate regarding the coverage of treatment of breast and prostate cancer under Medicare.

Page 30119

Rejected:

(1) By 46 yeas to 53 nays (Vote No. 499), Rockefeller motion to commit the bill to the Committee on Finance, with instructions, regarding Medicare.

Pages 30011, 30080

(2) Bradley motion to commit the bill to the Committee on Finance, with instructions, regarding Earned Income Tax Credit. (By 53 yeas to 46 nays (Vote No. 501), Senate tabled the motion.)

Pages 30011, 30082

(3) Graham motion to commit the bill to the Committee on Finance, with instructions, regarding Medicaid. (By 51 yeas to 48 nays (Vote No. 502), Senate tabled the motion.)

Pages 30018, 30082

(4) Kennedy Amendment No. 2959, to strike those provisions that impose higher student loan costs on students and families. (By 51 yeas to 48 nays (Vote No. 503), Senate tabled the motion.)

Pages 30038, 30083

(5) Bumpers motion to commit the bill to the Committee on Finance, with instructions, regarding deficit reduction. (By 53 yeas to 46 nays (Vote No. 505), Senate tabled the motion.)

Pages 30056, 30086

(6) By 46 yeas to 53 nays (Vote No. 512), Byrd/Ford Amendment No. 2972, to strike the reductions in highway demonstration projects and to provide an offsetting revenue increase.

Pages 30108, 30135

(7) Breaux Amendment No. 2963, to provide for a partially refundable child tax credit. (By 53 yeas to 46 nays (Vote No. 514), Senate tabled the amendment.)

Pages 30112, 30136

(8) Biden motion to commit the bill to the Committee on Finance, with instructions, regarding a tax deduction for costs of college education. (By 55 yeas to 44 nays (Vote No. 516), Senate tabled the motion.)

Pages 30117, 30137

Withdrawn:

(1) Brown Modified Amendment No. 2949 (to instructions of Rockefeller motion to commit), instructions that the committee should consider the findings of the trustees of the Federal Insurance Trust Fund.

Page 30011

(2) Harkin Amendment No. 2957 (to Amendment No. 2950), to strengthen efforts to combat Medicare waste, fraud and abuse.

Page 30011

(3) Nickles/Brown Amendment No. 2958 (to instructions of Bradley motion to commit the bill), to increase the Earned Income Tax Credit for families.

Page 30011

During consideration of this bill today, the following action also occurred:

By 46 yeas to 53 nays (Vote No. 506), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of the Baucus motion to commit the bill to the Committee on Finance, with instructions, regarding rural restoration. Subsequently, a point of order that the motion was in violation of the Congressional Budget Act was sustained, and the motion was ruled not in order.

Pages 30062, 30086

By 43 yeas to 56 nays (Vote No. 510), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of Harkin Amendment No. 2970, to strengthen efforts to combat Medicare waste, fraud and abuse. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 30101, 30134

By 25 yeas to 74 nays (Vote No. 511), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of McCain Amendment No. 2971, to eliminate corporate welfare in Federal programs. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 30106, 30134

By 47 yeas to 52 nays (Vote No. 517), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Dorgan Amendment No. 2977, to end deferral for United States shareholders on income of controlled foreign corporations attributable to property imported into the United States. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 30120, 30137

Pending:

Gramm Amendment No. 2978, to provide states additional flexibility in providing for Medicaid beneficiaries.

Page 30122

Kerry/Kennedy Amendment No. 2979, to express the sense of the Senate that the Senate should debate and vote on whether to raise the minimum wage before the end of the first session of the 104th Congress.

Page 30123

Domenici (for Murkowski/Johnston) Amendment No. 2980, of a technical nature.

Page 30124

Kennedy/Kassebaum Amendment No. 2981, to strike the provision allowing the transfer of excess pension assets.

Page 30124

Wellstone Amendment No. 2982, to eliminate the tax deduction for oil drilling, to eliminate the corporate minimum tax provisions, to eliminate the foreign earned income exclusion, and to eliminate the section 936 possession tax credit.

Page 30127

Pryor/Cohen Amendment No. 2983, to provide for the continuation of requirements for nursing facilities in the Medicaid program.

Page 30129

Senate will continue consideration of the bill on Friday, October 27, 1995.

Messages From the House: **Page 30151**

Communications: **Page30151**

Petitions: **Page 30151**

Executive Reports of Committees: **Page 30156**

Statements on Introduced Bills: **Page 30156**

Additional Cosponsors: **Page 30158**

Amendments Submitted: **Page 30158**

Notices of Hearings: **Page 30282**

Authority for Committees: **Page 30282**

Additional Statements: **Page 30282**

Record Votes: Nineteen record votes were taken today. (Total–517)

Pages 30080, 30081, 30082, 30083, 30085, 30086, 30133, 30134, 30135, 30136, 30137, 30138

Recess: Senate convened at 9 a.m., and recessed on Friday, October 27, 1995 at 12:23 a.m., to reconvene at 9:15 a.m. the same day. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 30289.)

Committee Meetings

BUSINESS MEETING

Committee on Banking, Housing, and Urban Development: Committee ordered favorably reported the following business items:

S. 1260, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, with an amendment in the nature of a substitute; and

The nominations of Dwight P. Robinson, of Michigan, to be Deputy Secretary, John A. Knubel, of Maryland, to be Chief Financial Officer, Hal C. DeCell III, of Mississippi, to be an Assistant Secretary, and Kevin G. Chavers, of Pennsylvania, to be President, Government National Mortgage Association, all of the Department of Housing and Urban Development, Joseph H. Neely, of Mississippi, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation, Alicia Haydock Munnell, of Massachusetts, to be a Member of the Council of Economic Advisers, Norman S. Johnson, of Utah, and Isaac C. Hunt, Jr., of Ohio, both to be Members of the Securities and Exchange Commission, and Albert James Dwoskin, of Virginia, to be a Director of the Securities Investor Protection Corporation.

FEDERAL FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held oversight hearings to review alternatives to federal forest management and ownership, receiving testimony from Sally K. Fairfax, University of California, Berkeley; Jon A. Souder, Northern Arizona University, Flagstaff; and Curtis Johnson, Pierre, South Dakota, and Jim Magagna, Cheyenne, Wyoming, both on behalf of the Western States Land Commissioners Association.

Hearings continue on Thursday, November 2.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of R. Guy Cole, Jr., of Ohio, to be United States Circuit Judge for the Sixth Circuit, Susan J. Dlott, to be United States District Judge for the Southern District of Ohio, Stephen M. Orlofsky, to be United States District Judge for the District of New Jersey, Barry Ted Moskowitz, to be United States District Judge for the Southern District of California, John R. Tunheim, to be United States District Judge for the District of Minnesota, and Juan Abran DeHerrera, to be United States Marshal for the District of Wyoming;

H.R. 660, to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons, with an amendment in the nature of a substitute;

S. 848, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia; and

S. 1136, to control and prevent commercial counterfeiting, with an amendment.

SADDLEBACK MOUNTAIN—ARIZONA SETTLEMENT ACT

Committee on Indian Affairs: Committee concluded hearings on S. 1341, to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, Arizona, after receiving testimony from Terrance L. Virden, Acting Director, Office of Trust Responsibilities, Bureau of Indian Affairs, Department of the Interior; and Mayor Herbert R. Drinkwater, and Ivan Makil, Salt River Pima-Maricopa Indian Community, both of Scottsdale, Arizona.

MEDICAID REFORM: NURSING HOME QUALITY

Special Committee on Aging: Committee concluded hearings on Medicaid reform issues, focusing on proposals to strengthen the enforcement of uniform Federal protections and standards for nursing home residents, after receiving testimony from Scott R. Severns, National Citizens' Coalition for Nursing Home Reform, and Sheldon L. Goldberg, American Association of Homes and Services for the Aging, both of Washington, D.C.; John F. Willis, Texas Department on Aging, Austin, on behalf of the National Association of State Ombudsman Program; Ellen T. Reap, Delaware Office of Health Facilities Licensing and Certification, Wilmington, on behalf of the Association of Health Facility Survey Agencies; Catherine Hawes, Research Triangle Institute, Research Triangle Park, North Carolina; Keith Weikel, Health Care and Retirement Corporation of America, Toledo, Ohio, on behalf of the American Health Care Association; William M. Russell, St. Elizabeth Home, Baltimore, Maryland; Dorothy Garrison, Mobile, Alabama; Mildred Manning, New Market, Virginia; and Gloria Messerley, Linville, Virginia.

WHITEWATER

Special Committee To Investigate Whitewater Development Corporation and Related Matters: Committee met to continue to discuss the status of the hearings to examine issues relating to the President's involvement with the Whitewater Development Corporation.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2538–2553; 1 private bill, H.R. 2554; and 2 resolutions, H. Con. Res. 111, and H. Res. 246 were introduced. **Page 30009**

Reports Filed: Reports were filed as follows:

Conference report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996 (H. Rept. 104–293);

H.R. 2546, making appropriations for the Government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996 (H. Rept. 104–294); and

Conference report on H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996. **Page 29928**

Committees To Sit: The following committees and their subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, International Relations, the Judiciary, Resources, and Transportation and Infrastructure. **Page 29463**

Social Security Earnings Limit: By a yea-and-nay vote of 414 years to 5 nays, Roll No. 740, the House agreed to H. Con. Res. 109, expressing the sense of the Congress regarding the need for reform of the Social Security earnings limit. **Page 29479**

Budget Reconciliation: By a yea-and-nay vote of 227 yeas to 203 nays, Roll No. 743, the House passed H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996. **Page 29483**

Rejected the Gephardt motion to recommit the bill to the Committee on Budget with modifications to preserve and protect the health and income security of our seniors and our children and to achieve fairness by denying revenue reductions favoring the rich and excluding revenue increases on working class families and to retain section 5003 relating to Federal retirement provisions for Members of Congress and congressional employees (rejected by a yea-and-nay vote of 180 yeas to 250 nays, Roll No. 742). **Page 29909**

Agreed to the committee amendment in the nature of a substitute made in order by the rule (text of H.R. 2517, as modified by the rule). **Page 29525**

Rejected the Orton amendment in the nature of a substitute that sought to balance the budget in 7 years without a tax cut; reduce mandatory and discretionary spending; cut Medicare by $170 billion over 7 years; cut Medicaid by $82 billion; not include language in the bill relating to pension provisions or student loans; and scale back cuts in agriculture, Federal employees retirement and the Earned Income Tax Credits (rejected by a recorded vote of 72 ayes to 356 noes, with 1 voting "present", Role No. 741).

Page 29762

H. Res. 245, the rule under which the concurrent resolution and the bill were considered, was agreed to earlier by a recorded vote of 235 ayes to 185 noes, Roll No. 739. Agreed to order the previous question on the resolution by a yea-and-nay vote of 228 ayes to 191 nays, Roll No. 738.

Page 29463

Late Report: Conferees received permission to have until midnight tonight to file a report on H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

Page 29913

Legislative Program: The Majority Leader announced the legislative program for the week of October 30. Agreed to adjourn from Thursday to Monday.

Page 29913

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 1.

Page 29914

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 29477, 29478, 29482, 29909, 29912. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 8:59 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Ordered reported a measure making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said district for the fiscal year ending September 30, 1996.

REFORM OF SUPERFUND ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on H.R. 2500, Reform of Superfund Act of 1995. Testimony was heard from Representatives McIntosh, and Zeliff; Carol M. Browner, Administrator, EPA; Lois Schiffer, Assistant Attorney General, Department of Justice; Sheri W. Goodman, Deputy Under Secretary, Environmental Security, Department of Defense; Barry Johnson, M.D., Assistant Administrator, Agency for Toxic Substances and Disease Registry, Department of Health and Human Services; Douglas Hall, Assistant Secretary, NOAA, Department of Commerce; Langdon Marsh, Director, Department of Environmental Quality, State of Oregon; Martin J. McHugh, Office of Natural Resources, Department of Environmental Protection, State of New Jersey; and public witnesses.

PROPANE EDUCATION AND RESEARCH ACT

Committee on Commerce: Subcommittee on Energy and Power held a hearing on H.R. 1514, Propane Education and Research Act of 1995. Testimony was heard from public witnesses.

CIVIL SERVICE REFORM

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Civil Service Reform 11: Performance and Accountability. Testimony was heard from Evangeline W. Swift, Director, Office of Policy and Evaluation, Merit Systems Protection Board; and public witnesses.

UN: MANAGEMENT, FINANCE, AND REFORM

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on the United Nations: Management, Finance, and Reform. Testimony was heard from Representative Scarborough; Frank Ruddy, former Ambassador to Equatorial Guinea; and public witnesses.

PARENTAL RIGHTS AND RESPONSIBILITIES ACT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.R. 1946, Parental Rights and Responsibilities Act of 1995. Testimony was heard from Senator Grassley; Representatives Largent and Parker; and public witnesses.

PRIOR DOMESTIC COMMERCIAL USE ACT

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 2235, Prior Domestic Commercial Use Act of 1995. Testimony was heard from Dieter Holnkes, Senior Counsel, Office of Legislative and International Affairs, Patent and Trademark Office, Department of Commerce; and public witnesses.

METHAMPHETAMINE IN AMERICA

Committee on the Judiciary: Subcommittee on Crime held a hearing on the Rising Scourge of Methamphetamine in America. Testimony was heard from Thomas Constantine, Administrator, DEA, Department of Justice; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 2067, to facilitate improved management of National Park Service Lands; H.R. 2025, Park Renewal Fund Act; H.R. 2465, National Park Service Professionalization Act; and H.R. 2464, to amend Public Law 103–93 to provide additional lands within the State of Utah for the Goshute Indian Reservation. Testimony was heard from the following officials of the Department of the Interior: Roger Kennedy, Director, National Park Service; Wilma Lewis, Inspector General; and Mat Millenbach, Deputy Director, Bureau of Land Management; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

FAA REVITALIZATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Aviation approved for full Committee action amended H.R. 2276, Federal Aviation Administration Revitalization Act of 1995.

BUILDING SALE

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development held a hearing on the sale of 501 First Street, S.E. Testimony was heard from Representatives Nussle and Brownback; George White, Architect of the Capitol; Gordon Creed, Deputy Assistant Commissioner, Office of Property Disposal, Public Buildings Service, GSA; Harold Brazil, member, City Council, District of Columbia; Natalie Gitelman, Executive Director, Capitol Hill Child Care Center; and public witnesses.

THRIFT BAD DEBT RECAPTURE

Committee on Ways and Means: Held a hearing on H.R. 2494, Thrift Charter Conversion Tax Act of 1995. Testimony was heard from Cynthia Beerbower, Deputy Assistant Secretary, Tax Policy, Department of the Treasury; and public witnesses.

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Friday, October 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 30310–30527

Measures Introduced: One bill and one resolution were introduced, as follows: S. 1367 and S. Res. 188.

Page 30475

Measures Reported:

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1996". (S. Rept. No. 104–165)

Page 30475

Measures Passed:

Budget Reconciliation: By 52 yeas to 47 nays (Vote No. 556), Senate passed H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1357, Senate companion measure, after taking action on motions/amendments proposed thereto, as follows:

Page 30310

Adopted:

(1) Domenici (for Murkowski/Johnston) Amendment No. 2980, of a technical nature.

Page 30310

(2) By 94 yeas to 5 nays (Vote No. 520), Kennedy/Kassebaum Amendment No. 2981, to strike the provision allowing the transfer of excess pension assets.

Pages 30310, 30312

(3) By 51 yeas to 48 nays (Vote No. 522), Pryor/Cohen Amendment No. 2983, to provide for the continuation of requirements for nursing facilities in the Medicaid program.

Pages 30310, 30318

(4) Exon (for Reid) Amendment No. 2992, to amend title 4, United States Code, to limit State taxation of certain pension income.

Page 30321

(5) Domenici (for D'Amato) Amendment No. 2993, of a technical nature.

Page 30322

(6) Domenici (for Heflin/Shelby) Amendment No. 2995, to provide that the repeal of the exclusion for punitive damages shall not apply to punitive damages in a wrongful death action in a State where on September 13, 1995, only punitive damages may be awarded in such an action.

Page 30329

(7) Cochran/Jeffords Amendment No. 3004, to require the Secretary of Agriculture to establish a special marketing order to equalize returns on all milk used to produce Class IV final products, to consent to the Northeast Interstate Dairy Compact, and to require the Secretary to carry out an agricultural competitiveness initiative.

Page 30331

(8) Nickles Amendment No. 3008, to strike child support enforcement fees for non-assistance families.

Page 30336

(9) Domenici (for Dole) Amendment No. 3010, to increase the deductibility of business meal expenses for individuals subject to Federal limitations on hours of service.

Page 30337

(10) Domenici (for D'Amato) Amendment No. 3011, to express the sense of the Senate regarding the tax treatment of conversions of thrift charters to bank charters.

Page 30338

(11) Domenici (for Grassley) Amendment No. 3012, to include the American Osteopathic Association on the advisory group for the Medicaid Task Force.

Page 30339

(12) Domenici (for Boxer) Amendment No. 3013, to provide that Members of Congress and the President shall not be paid during Federal Government shutdowns.

Page 30338

(13) Domenici (for Graham) Amendment No. 3014, to ensure Medicare beneficiaries have emergency or urgent care provided and paid for by Medicare choice plans by establishing a definition of an emergency medical condition that is based upon the prudent payperson standard.

Page 30338

(14) Domenici (for Hutchison) Amendment No. 3015, to express the sense of the Senate on continued human rights violations in the former Yugoslavia.

Page 30372

(15) Domenici (for Kohl) Amendment No. 3016, to allow qualified retiring farmers to rollover the gain from the sale of farm assets into an individual retirement account, and provide an offset by improving the application of the capital gains tax to sales of stock in domestic corporations by 10 percent foreign shareholders.

Page 30373

(16) Domenici (for Simpson) Amendment No. 3017, to require the President to include a generational accounting in the President's budget.

Page 30373

(17) Wellstone/Chafee Amendment No. 3018, to provide States with the flexibility to continue to provide medical assistance under the Medicaid program to certain disabled individuals with incomes over 250 percent of poverty.

Page 30374

(18) Domenici (for Grassley) Amendment No. 2955, relating to the Indian Health Service health care program.

Page 30378

(19) Domenici (for Brown) Amendment No. 3022, to establish an authority for lease-purchase of overseas property.

Page 30380

(20) Exon (for Leahy) Amendment No. 3024, to finance 100 percent of the expenditures of a nutrition assistance program for American Samoa.

Page 30383

(21) By 56 yeas to 43 nays (Vote No. 542), Smith motion to instruct the conferees on the part of the Senate to recede to the House amendment relating to the prohibition on Federal funding for Medicaid abortions except to save the life of the mother or in cases of rape or incest.

Page 30386

(22) Domenici/Bingaman Amendment No. 3026, to eliminate reasonable cost reimbursement under the medicare program of legal fees after an unsuccessful appeal of denied claims.

Page 30387

(23) Domenici (for Lott/Jeffords) Amendment No. 3027, to amend the Civil War Battlefield Commemorative Coin Act of 1992.

Page 30387

(24) Biden Amendment No. 3029, to provide authority to pay plot or interment allowance for veterans buried in State cemeteries.

Page 30390

(25) Domenici (for D'Amato) Amendment No. 3037, to permit so called "Oakar" banks to move 10% of their deposits to the Bank Insurance Fund from the SAIF.

Page 30401

(26) By 57 yeas to 42 nays (Vote No. 554), Roth Amendment No. 3038, to make various changes in the spending control provisions in the matter under the jurisdiction of the Committee on Finance.

Page 30402

Rejected:

(1) By 23 yeas to 76 nays (Vote No. 518), Gramm Amendment No. 2978, to provide States additional flexibility in providing for Medicaid beneficiaries.

Page 30310

(2) By 19 yeas to 80 nays (Vote No. 523), Simon/Conrad Modified Amendment No. 2984, in the nature of a substitute.

Pages 30310, 30319

(3) By 47 yeas to 52 nays (Vote No. 524), Specter Amendment No. 2985, to restore funding for Medicare disproportionate share hospital payments.

Page 30320

(4) Baucus Amendment No. 2988, to strike the provision authorizing oil and gas development in the Arctic National Wildlife Refuge while preserving a balanced budget by 2002. (By 51 yeas to 48 nays (Vote No. 525), Senate tabled the amendment.)

Page 30322

(5) Kennedy Amendment No. 2996, to prohibit balance billing by providers participating in medicare choice plans. (By 52 yeas to 47 nays (Vote No. 527), Senate tabled the amendment.)

Page 30330

(6) Lautenberg Amendment No. 3007 (to Amendment No. 3005), to limit any individual income tax break to those with incomes under $1 million. (By 55 yeas to 44 nays (Vote No. 529), Senate tabled the amendment.)

Page 30335

(7) Moynihan Amendment No. 3009, to strike the reduction of indirect medical education payments to teaching hospitals. (By 51 yeas to 48 nays (Vote No. 530), Senate tabled the amendment.)

Page 30337

(8) Dodd motion to commit the bill to the Committee on Finance, with instructions, regarding Medicaid eligi-

bility for children and pregnant women. (By 50 yeas to 49 nays (Vote No. 532), Senate tabled the motion.)

Page 30375

(9) Feingold Amendment No. 2999, to strike provisions relating to milk manufacturing marketing adjustment which provides special treatment to California cheese processors. (By 57 yeas to 42 nays (Vote No. 534), Senate tabled the amendment.)

Page 30377

(10) Wellstone Amendment No. 3021, to target commodity-program benefits to small and moderate-sized farm operations, and to ensure that large farm operations contribute to deficit reduction. (By 64 yeas to 35 nays (Vote No. 537), Senate tabled the amendment.)

Page 30380

(11) Bradley Amendment No. 3023, to strike sections which provide for the discounted prepayment of construction costs currently owed by farmers to the Federal government for irrigation water provided under the Reclamation program. (By 60 yeas to 39 nays (Vote No. 538), Senate tabled the amendment.)

Page 30380

(12) Bumpers Amendment No. 3025, to strike the sale of 25 millions of barrels of Strategic Petroleum Reserve oil in order to protect the national energy security and to offset the revenue loss by imposing a 2.5% net smelter return royalty on certain hardrock mines. (By 56 yeas to 43 nays (Vote No. 540), Senate tabled the amendment.)

Page 30384

(13) By 49 yeas to 50 nays (Vote No. 541), Mikulski motion to instruct the conferees on the part of the Senate to insist upon striking provisions contained in the House amendment relating to section 353 of the Public Health Service Act concerning clinical laboratories.

Page 30385

(14) Bumpers Amendment No. 3030, to clarify the Senate's intent that hardrock mining companies pay fair market value for the purchase of Federal lands and minerals pursuant to the 1872 Mining Law and to strike the "sham" hardrock mining industry sponsored royalty provisions from the bill. (By 55 yeas to 44 nays (Vote No. 545), Senate tabled the amendment.)

Page 30391

(15) Bradley Amendment No. 3031, to modify the estate tax reform proposals by striking the provisions excluding up to $3.25 million in business assets from the estate tax and by inserting a package of reforms specifically designed to ease the burden of estate taxes for true small businesses and family farms. (By 72 yeas to 27 nays (Vote No. 546), Senate tabled the amendment.)

Page 30392

(16) Dorgan/Harkin/Kennedy Amendment No. 3033, to limit the capital gains deduction to gain on assets held for more than 10 years and to impose a $250,000 lifetime exclusion limit. (By 66 yeas to 33 nays (Vote No. 548), Senate tabled the amendment.)

Page 30394

(17) Simon/Stevens/Breaux Amendment No. 3035, to delay for 2 years the repeal of the 50-percent interest exclusion for employee stock ownership plans. (By 56 yeas to 42 nays (Vote No. 551), Senate tabled the amendment.)

Page 30397

(18) Byrd Amendment No. 2974, to strike the provisions in title XII reducing revenues. (By 53 yeas to 46 nays (Vote No. 552), Senate tabled the amendment.)

Page 30399

Withdrawn:

(1) Domenici (for Hutchison) Amendment No. 2994, to express the sense of the Senate on continued human rights violations in the former Yugoslavia.

Page 30322

(2) Lautenberg motion to commit to the Committee on Finance, with instructions, relating to income tax breaks.

Page 30334

(3) Craig Amendment No. 3005 (to Lautenberg motion to commit), to provide a $5,000 tax credit for the adoption of a child. (The amendment fell when the motion to commit was withdrawn.)

Page 30335

(4) Dole Amendment No. 3006 (to Amendment No. 3005), in the nature of a substitute. (The amendment fell when the motion to commit was withdrawn.)

Page 30335

(5) Conrad motion to commit the bill to the Committee on Finance, with instructions, regarding modifications to certain provisions.

Page 30387

During consideration of this bill today, the following action also occurred:

By 51 yeas to 48 nays (Vote No. 519), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Kerry/Kennedy Amendment No. 2979, to express the sense of the Senate that the Senate should debate and vote on whether to raise the minimum wage before the end of the first session of the 104th Congress. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 30310, 30312

By 25 yeas to 73 nays, (Vote No. 521), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Wellstone Amendment No. 2982, to eliminate the tax deduction for oil drilling, to eliminate the corporate minimum tax provisions, to eliminate the foreign earned income exclusion, and to eliminate the section 936 possession tax credit. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 30310, 30312

By 43 yeas to 57 nays (vote No. 526), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Baucus Amendment No. 2991, to make various modifications to the tax provisions and transfer the resulting revenues to the Medicare trust funds. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30323

The Chair sustained a point of order that section 7171 (raising the age of Medicare eligibility) violates section 313(b)(1)(a) of the Congressional Budget Act.

Page 30330

By 65 yeas to 34 nays (Vote No. 528), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Cochran/Jeffords Amendment No. 3004, listed above.

Page 30331

By 47 yeas to 52 nays (Vote No. 531), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Lieberman motion to commit the bill to the Committee on Finance, with instructions, regarding reductions in tax cuts. Subsequently, a point of order that the motion was in violation of the Congressional Budget Act was sustained, and the motion was ruled out of order.

Page 30339

By 45 yeas to 54 nays (Vote No. 533), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Rockefeller/Feingold/Moseley-Braun Amendment No. 3019, to provide an extension of eligibility for medical assistance, to provide for home and community-based services for individuals with disabilities, and to express the sense of the Senate that Congress shall define a basic health benefit package for pregnant women, all children up to age 12 years, and individuals with disabilities living under the 100% of Federal poverty in order to ensure that these groups are entitled to a Federal guarantee of health care services for a meaningful set of benefits. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30376

By 31 yeas to 68 nays (Vote No. 535), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Harkin Amendment No. 3020, proposed Farm Security Act. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30378

By 17 yeas to 82 nays (Vote No. 536), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 313(b)(1)(a) of the Congressional Budget Act with respect to consideration of Specter Modified Amendment No. 2986, to express the sense of the Senate concerning a flat tax and reform of the current Tax Code. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30379

By 55 yeas to 44 nays (Vote No. 539), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 313(b)(1)(a) of the Congressional Budget Act with respect to consideration of a provision of section 7191(a) of the bill. Subsequently, a point of order that the section was in violation of the Congressional Budget Act was sustained, and the section fell.

Page 30384

By 49 yeas to 50 nays (Vote No. 543), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Bumpers Amendment No. 3028, to prohibit the scoring of asset sales to ensure that taxpayers are adequately protected. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30388

By 47 yeas to 52 nays (Vote No. 544), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Byrd/Dorgan Amendment No. 2942, to extend the hours of debate permitted on a reconciliation bill. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30390

By 22 yeas to 77 nays (Vote No. 547), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Bradley Amendment No. 3032, to provide additional funds to the medicaid program by using the revenues resulting from the disallowance of deductions for advertising and promotional expenses for tobacco products. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30393

By 43 yeas to 56 nays (Vote No. 549), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 305(b)(2) of the Congressional Budget Act with respect to consideration of Feingold/Wellstone/Bumpers Amendment No. 3034, to eliminate the percentage depletion allowance for mercury, uranium, lead and asbestos. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30394

By 39 yeas to 60 nays (Vote No. 550), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Lautenberg motion to commit the bill to the Committee on Finance, with instructions, regarding home office deduction. Subsequently, a point of order that the motion was in violation of the Congressional Budget Act was sustained, and the motion was ruled out of order.

Page 30396

By 29 yeas to 70 nays (Vote No. 553), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of Wellstone Amendment No. 3036, to strike the deep water regulatory relief provision of the bill. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30400

By 53 yeas to 46 nays (Vote No. 555), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive certain provisions of the Congressional Budget Act with respect to consideration of certain welfare reform provisions of S. 1357. Subsequently, a point of order that the provisions were in violation of the Congressional Budget Act was sustained, and the provisions were ruled out of order.

Page 30414

Subsequently, S. 1357 was returned to the Senate calendar.

Page 30414

Transportation Appropriations Conference Report—Agreement—A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, on Tuesday, October 31, 1995.

Page 30527

Nominations Confirmed: Senate confirmed the following nominations:

John Wade Douglass, of Virginia, to be an Assistant Secretary of the Navy.

10 Navy nominations in the rank of admiral.

Page 30526

Nominations Received: Senate received the following nominations:

Charles R. Stack, of Florida, to be United States Circuit Judge for the Eleventh Circuit.

1 Navy nomination in the rank of admiral.

A routine list in the Army. **Page 30527**

Messages From the House: **Page 30475**

Statements on Introduced Bills: **Page 30475**

Additional Cosponsors: **Page 30477**

Amendments Submitted: **Page 30478**

Additional Statements: **Page 30525**

Record Votes: Thirty-nine record votes were taken today. (Total—556)

Pages 30311, 30312, 30317, 30319, 30321, 30329, 30330, 30334, 30336, 30337, 30372, 30375, 30376, 30377, 30378, 30379, 30380, 30383, 30384, 30385, 30386, 30389, 30390, 30392, 30393, 30394, 30395, 30397, 30398, 30400, 30401, 30414, 30416, 30462

Adjournment: Senate convened at 9:15 a.m., and adjourned on Saturday, October 28, 1995 at 12:29 a.m., to reconvene at 9:30 a.m., on Tuesday, October 31, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 30527.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12:30 p.m. on Monday, October 30.

Committeee Meetings

No Committee meetings were held.

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Monday, October 30, 1995

Senate

Chamber Action

Routine Proceedings, pages 30528–30720

Senate was not in session today. It will next meet on Tuesday, October 31, 1995, at 9:30 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: Six public bills, H.R. 2555–2560, and 2 resolutions, H. Res. 247 and 250, were introduced.

Page 30783

Reports Filed: Reports were filed as follows:

H.R. 238, to provide for the protection of wild horses within the Ozark National Scenic Riverways and prohibit the removal of such horses, amended (H. Rept. 104–296);

H. Res. 248, waiving points of order against the conference report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996 (H. Rept. 104–297);

H. Res. 249, waiving points of order against the conference report on H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996 (H. Rept. 104–298); and

H.R. 1788, to reform the statutes relating to Amtrak, and to authorize appropriations for Amtrak (H. Rept. 104–299).

Page 30783

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today.

Page 30721

Recess: House recessed at 12:57 p.m. and reconvened at 2 p.m.

Page 30724

Immigration Laws Definition: House passed S. 457, to amend the Immigration and Nationality Act to update references in the classification of children for purposes of United States immigration laws—clearing the measure for the President.

Page 30725

Suspensions: House voted to suspend the rules and pass the following measures:

National Children's Island: H.R. 1508, amended, to require the transfer of title to the District of Columbia of certain real property to Anacostia Park to facilitate the construction of National Children's Island, a cultural, educational, and family-oriented park;

Page 30727

Coastal Barrier Resources System map corrections: H.R. 2005, to direct the Secretary of the Interior to make technical corrections in maps relating to the Coastal Barrier Resources System;

Page 30729

Marine fisheries laboratory transfer: H.R. 1358, amended, to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts; and

Page 30730

Homesteading and neighborhood restoration: H.R. 1691, amended, to provide for innovative approaches for homeownership opportunity and provide for the temporary extension of the rural rental housing program;

Page 30732

Deployment of U.S. troops to Bosnia: H. Res. 247, expressing the sense of the House of Representatives relating to the deployment of United States Armed Forces on the ground in the territory of the Republic of Bosnia and Herzegovina to enforce a peace agreement (agreed to by a yea-and-nay vote of 315 yeas to 103 nays, Roll No. 745).

Pages 30738, 30763

Recess: House recessed at 2:31 p.m. and reconvened at 4:40 p.m.

Page 30732

Budget Reconciliation: House disagreed to the Senate amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996; and asked a conference. Appointed as conferees:

For consideration of the House bill and the Senate amendment, and modifications committed to conference: Representatives Kasich, Walker, Armey, DeLay, Boehner, Sabo, Bonior, and Stenholm.

As additional conferees from the Committee on the Budget, for consideration of title XX of the House bill, and modifications committed to conference: Representatives Kolbe, Shays, Hobson, Slaughter, and Coyne.

As additional conferees from the Committee on Agriculture, for consideration of title I of the House bill, and subtitles A–C of title I of the Senate amendment, and modifications committed to conference: Representatives Roberts, Emerson, Gunderson, de la Garza, and [VACANCY].

As additional conferees from the Committee on Banking and Financial Services, for consideration of title II of the House bill, and title III of the Senate amendment, and modifications committed to conference: Representatives Leach, McCollum, Roukema, Gonzalez, and LaFalce.

As additional conferees from the Committee on Commerce, for consideration of title III of the House bill, and subtitle A of title IV, subtitles A and G of title V, and section 6004 of the Senate amendment, and modifications committed to conference: Representatives Bliley, Schaefer, and Dingell.

As additional conferees from the Committee on Commerce, for consideration of title XV of the House bill, and subtitle A of title VII of the Senate amendment, and modifications committed to conference: Representatives Bliley, Bilirakis, Hastert, Greenwood, Dingell, Waxman, and Pallone.

As additional conferees from the Committee on Commerce, for consideration of title XVI of the House bill, and subtitle B of title VII of the Senate amendment, and modifications committed to conference: Representatives

Bliley, Bilirakis, Tauzin, Barton of Texas, Paxon, Hall of Texas, Dingell, Waxman, Wyden, and Pallone.

As additional conferees from the Committee on Economic and Educational Opportunities, for consideration of title IV of the House bill, and title X of the Senate amendment, and modifications committed to conference: Representatives Goodling, McKeon, and Clay.

As additional conferees from the Committee on Government Reform and Oversight, for consideration of title V of the House bill, and title VIII and sections 13001 and 13003 of the Senate amendment, and modifications committed to conference: Representatives Clinger, Schiff, and Collins of Illinois.

As additional conferees from the Committee on International Relations, for consideration of title VI of the House bill, and section 13002 of the Senate amendment, and modifications committed to conference: Representatives Gilman, Burton of Indiana, and Hamilton.

As additional conferees from the Committee on the Judiciary, for consideration of title VII of the House bill, and title IX and section 12944 of the Senate amendment, and modifications committed to conference: Representatives Hyde, Moorhead, and Conyers.

As additional conferees from the Committee on National Security, for consideration of title VIII of the House bill, and title II of the Senate amendment, and modifications committed to conference: Representatives Spence, Hunter, and Dellums.

As additional conferees from the Committee on Resources, for consideration of title IX of the House bill, and title V (except subtitles A and G) of the Senate amendment, and modifications committed to conference: Representatives Young of Alaska, Tauzin, and Miller of California.

As additional conferees from the Committee on Transportation and Infrastructure, for consideration of title X of the House bill, and subtitles B and C of title IV and title VI (except section 6004) of the Senate amendment, and modifications committed to conference: Representatives Shuster, Clinger, and Oberstar.

As additional conferees from the Committee on Veterans' Affairs, for consideration of title XI of the House bill, and title XI of the Senate amendment, and modifications committed to conference: Representatives Stump, Hutchinson, and Montgomery.

As additional conferees from the Committee on Ways and Means for consideration of titles XII, XIII, XIV, and XIX of the House bill, and subtitles H an I of title VII and title XII (except section 12944) of the Senate amendment, and modifications committed to conference: Representatives Archer, Crane, Thomas, Shaw, Bunning of Kentucky, Gibbons, Rangel, and Stark: *Provided,* That Representatives Matsui is appointed in lieu of Representative Stark for consideration of title XII of the House bill.

As additional conferees from the Committee on Ways and Means, for consideration of title XV of the House bill, and subtitle A of title VII of the Senate amendment, and modifications committed to conference: Representatives Archer, Thomas, Johnson of Connecticut, McCrery, Gibbons, Stark, and Cardin.

Page 30750

By a recorded vote of 198 ayes to 219 noes, Roll No. 744, rejected the Sabo motion to instruct House conferees to do everything possible, within the scope of the conference, to minimize both tax cuts for the wealthy and tax increases on low- and middle-income working families, to preserve and protect the health and income security of senior citizens, and to avoid increasing the number of Americans lacking access to health care; and to further instruct House conferees to agree to the Senate-passed provisions requiring continued Medicaid coverage for low-income pregnant women and children and for disabled persons and provisions to continue Federal nursing home standards, and to recede to the Senate position on pension reversions.

Page 30754

Committees To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, October 31: Committees on Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, the Judiciary, Resources, Science, Small Business, Transportation and Infrastructure, and Intelligence.

Page 30763

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 30783

Senate Messages: Messages received from the Senate today appear on page 30732.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 30762, 30763. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 10:53 p.m.

Committee Meetings

REPEAL UNNECESSARY MEDICAL DEVICE REPORTING REQUIREMENT

Committee on Commerce: Subcommittee on Health approved for full Committee action H.R. 2366, to repeal an unnecessary medical device reporting requirement.

JAPAN'S UNCERTAIN POLITICS AND ECONOMY

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Economic Policy and Trade held a joint hearing on Japan's Uncertain Politics and Economy. Testimony was heard from public witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representatives Myers of Indiana and Bevill.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, and against its consideration. The rule provides for the offering of a motion printed in the report accompanying this resolution to dispose of Senate amendment number 115, to be offered by Mr. Callahan or his designee. The rule provides that the motion shall be considered as read and shall be debatable for 1 hour equally divided between a proponent and an opponent. All points or order against the motion are waived. The previous question shall be considered as ordered on that motion to final adoption without intervening motion or a demand for a division of the question. Testimony was heard from Chairman Livingston; Representatives Callahan, Meyers of Kansas, Radanovich, Wilson, Visclosky, Pallone, and Engel.

IMAGERY INTELLIGENCE BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive an Imagery Intelligence briefing. The Committee was briefed by department witnesses.

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Tuesday, October 31, 1995

Senate

Chamber Action

Routine Proceedings, pages 30808–30915

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 1368–1372, and S. Res. 189 and 190.

Page 30888

Measures Passed:

Journeymen Boxers: Senate passed S. 187, to provide for the safety of journeymen boxers, after agreeing to the following amendment proposed thereto:

Page 30901

Smith (for McCain) Amendment No. 3039, in the nature of a substitute.

Page 30901

Printing Authority: Senate agreed to S. Res. 190, to authorize the printing of a revised edition of the Senate Election Law Guidebook.

Pages 30888, 30895, 30902

Native Americans: Senate passed S. 325, to make certain technical corrections in laws relating to Native Americans, after agreeing to the following amendment proposed thereto:

Page 30902

Smith (for McCain) Amendment No. 3040, in the nature of a substitute.

Page 30902

National Drug Awareness Day: Senate agreed to S. Res. 189, to designate Wednesday, November 1, 1995 as "National Drug Awareness Day."

Pages 30888, 30895, 30907

Migrant Seasonal Workers Protection Act: Senate passed H.R. 1715, respecting the relationship between workers' compensation benefits and the benefits available under the Migrant and Seasonal Agricultural Worker Protection Act, clearing the measure for the President.

Page 30907

Transportation Appropriations, 1996—Conference Report: By 87 yeas to 10 nays (Vote No. 557), Senate agreed to the conference report on H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996, clearing the measure for the President.

Pages 30813, 30822, 30833

Energy and Water Appropriations, 1996—Conference Report: By 89 yeas to 6 nays (Vote No. 558), Senate agreed to the conference report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996, clearing the measure for the President.

Page 30849

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting the report of the notice of the continuation of the Iran emergency; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–90)

Page 30885

Nominations Confirmed: Senate confirmed the following nominations:

5 Air Force nominations in the rank of general.

33 Army nominations in the rank of general.

24 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Pages 30907, 30914

Nominations Received: Senate received the following nominations:

Patricia Wentworth McNeil, of Massachusetts, to be Assistant Secretary for Vocational and Adult Education, Department of Education.

1 Army nomination in the rank of general.

Routine lists in the Army, Foreign Service, Navy. **Page 30909**

Messages From the President: **Page 30885**

Messages From the House: **Page 30885**

Measures Referred: **Page 30886**

Measures Read First Time: **Page 30908**

Communications: **Page 30886**

Executive Reports of Committees: **Page 30887**

Statements on Introduced Bills: **Page 30888**

Additional Cosponsors: **Page 30894**

Amendments Submitted: **Page 30895**

Notices of Hearings: **Page 30899**

Authority for Committees: **Page 30899**

Additional Statements: **Page 30899**

Record Votes: Two record votes were taken today. (Total—558) **Pages 30835, 30863**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:43 p.m., until 9:30 a.m., on Wednesday, November 1, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 30908.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee approved for reporting 7,068 routine nominations in the Army, Navy, Air Force, and Marine Corps.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Robert E. Gribbin III, of Alabama, to be Ambassador to the Republic of Rwanda, David P. Rawson, of Michigan, to be Ambassador to the Republic of Mali, and Gerald Wesley Scott, of Oklahoma, to be Ambassador to the Republic of The Gambia, after the nominees testified and answered questions in their own behalf.

PROLIFERATION OF WEAPONS OF MASS DESTRUCTION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine the threat of global proliferation of chemical, biological and nuclear weapons and weapons-material, receiving testimony from John F. Sopko, Deputy Chief Counsel to the Minority, and Alan Edelman, Counsel to the Minority, both of the Permanent Subcommittee on Investigations; Ltc. Edward Eitzen, Chief, Preventive and Operational Medicine Department (Fort Detrick, Maryland), U.S. Army Medical Research Institute of Infectious Diseases; James A. Genovese, Chief, Chemical/Biological Counterterrorism Team, Edgewood Research, Development and Engineering Center, U.S. Army Chemical and Biological Defense Command; Kyle B. Olson, TASC, Inc., Arlington, Virginia; and Yumiko Hiraoka, New York, New York.

Hearings continue tomorrow.

WACO INCIDENT

Committee on the Judiciary: Committee held hearings to examine changes in Federal law enforcement as a result of the incident in Waco, Texas, receiving testimony from Ronald K. Noble, Under Secretary of the Treasury for Enforcement; John W. Magaw, Director, Gerald T. Petrilli, Special Agent (Washington, D.C.), Jeff Brzozowski, Special Agent (Austin, Texas), and Roger J. Guthrie, Special Agent (Detroit, Michigan), all of the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; James J. Fyfe, Temple University, Princeton, New Jersey; Nancy T. Ammerman, Hartford Seminary, Hartford, Connecticut; H. Geoffrey Moulton, Jr., Widener University School of Law, Wilmington, Delaware; and John A. Kolman, Whittier, California.

Hearings continue tomorrow.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2561–2566 were introduced. **Page 31047**

Reports Filed: Reports were filed as follows:

Conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–300);

H. Res. 251, providing for the consideration of H.R. 1833, Partial-Birth Abortion Ban Act of 1995 (H. Rept. 104–301); and

H. Res. 252, providing for the consideration of H.R. 2546, District of Columbia Appropriations Act for fiscal year 1996 (H. Rept. 104–302). **Pages 31001, 31047**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Goodling to act as Speaker pro tempore for today. **Page 30916**

Recess: House recessed at 9:48 a.m. and reconvened at 10:00 a.m.

Page 30921

Legislative Branch Appropriations: By a yea-and-nay vote of 315 yeas to 106 nays, Roll No. 747, the House passed H.R. 2492, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996.

Page 30941

H. Res. 239, the rule under which the bill was considered, was agreed to earlier by voice vote. Agreed to order the previous question on the rule by a yea-and-nay vote of 235 yeas to 184 nays, Roll No. 746.

Page 30925

Energy and Water Appropriations: By a yea-and-nay vote of 402 yeas to 24 nays, Roll No. 748, the House agreed to the conference report on H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Page 30961

H. Res. 248, the rule which waived points of order against the conference report was considered, was agreed to earlier by voice vote.

Page 30959

Budget Reconciliation: The Speaker appointed the following Member as an additional conferee in the conference on the disagreeing votes of the two Houses on the Senate amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution of the budget for fiscal year 1996:

From the Committee on Agriculture for consideration of title I of the House bill, and subtitles A–C of title I of the Senate amendment, and modifications committed to conference: Representative Brown of California.

Page 30972

Presidential Message—National Emergency in Iran: Read a message from the President wherein he transmits a message with respect to the national emergency with Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 104–130).

Page 30980

Foreign Operations Appropriations: By a yea-and-nay vote of 351 yeas to 71 nays, Roll No. 752, the House agreed to the conference report to H.R. 1868, mailing appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

Page 30980

House receded and concurred in the Senate amendment numbered 115, regarding prohibition on use of funds appropriated for abortion lobbying and on funding for abortions (agreed to by a recorded vote of 232 ayes to 187 noes, Roll No. 753)—clearing the measure for Senate action.

Page 30997

Rejected the Obey motion to recommit the bill back to the committee of conference with instructions that the Committee report the same back to the House forthwith containing an amendment that the House recede from its disagreement to the Senate amendment numbered 150, which places a prohibition in funding for abortions and insert language that provides for the termination of coercive population control methods (rejected by a yea-and-nay vote of 179 yeas to 245 nays, Roll No. 751).

Page 30996

H. Res. 249, the rule which waived points of order against the conference report was considered, was agreed to earlier by a recorded vote of 257 ayes to 165 noes, Roll No. 750. Agreed to order the previous question on the rule by a yea-and-nay vote of 268 yeas to 155 nays, Roll No. 749.

Page 30973

Quorum Calls—Votes: Six yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 30941, 30958, 30972, 30979, 30980, 30996, 31000. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 9:06 p.m.

Committee Meetings

DOE NUCLEAR FACILITIES—ENVIRONMENTAL REMEDIATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the State of Environmental Remediation at Department of Energy Nuclear Facilities. Testimony was heard from Representatives Hastings of Washington and Wamp; Thomas Grumbly, Assistant Secretary, Environmental Management, Department of Energy; and public witnesses.

INVESTMENT COMPANY ACT AMENDMENTS

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 1495, Investment Company Act Amendments of 1995. Testimony was heard from Barry Barbash, Director, Division of Investment Management, SEC; and public witnesses.

PHILANTHROPY PROTECTION ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action H.R. 2519, Philanthropy Protection Act of 1995.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Barry Barbash, Director, Division of Investment Management, SEC; and public witnesses.

UNION CORPORATE CAMPAIGN TACTICS "SALTING"

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Union Corporate Campaign Tactics "Salting." Testimony was heard from public witnesses.

CIVIL SERVICE REFORM

Committee on Government Reform and Oversight: Subcommittee on Civil Service continued hearings on Civil Service Reform III: Private Sector Compensation Practices. Testimony was heard from public witnesses.

INTERNATIONAL NARCOTICS CONTROL

Committee on International Relations: Held a hearing on International Narcotics Control. Testimony was heard from Lee Brown, Director, Office of National Drug Control Policy; Thomas Constantine, Administrator, DEA, Department of Justice; Robert Gelbard, Assistant Secretary, International Narcotics and Law Enforcement, Department of State; and George Weiss, Commissioner of Customs, U.S. Customs Service, Department of the Treasury.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported following bills: H.R. 234, Boating and Aviation Operation Safety Act of 1995; H.R. 394, amended, to amend title 4 of the United States Code to limit State taxation of certain pension income; H.R. 994, amended, Regulatory Sunset and Review Act of 1995; H.R. 2064, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia, H.R. 2418, amended, DNA Identification Grants Improvement Act of 1995; H.R. 2525, Charitable Gift Annuity Antitrust Relief Act of 1995; H.R. 1533, to amend title 18, United States Code, to increase the penalty for escaping from a Federal prison; H.R. 2538, Criminal Law Technical Amendments Act of 1995; and H.J. Res. 78, amended, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action amended the following bills: H.R. 2081, Revised Statutes 2477 Rights-of-Way Settlement Act; and H.R. 2172, Vancouver National Historic Reserve Act of 1995.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a modified open rule providing 1 hour of debate on H.R. 2546, making appropriations for the Government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996. The rule waives all points of order against consideration of the bill. Before the consideration of any other amendment, the rule provides for the consideration of an amendment printed in the report of the Committee on Rules to be offered by Rep. Walsh, debatable for 10 minutes equally divided and controlled, and shall not be subject to amendment. The rule provides that the bill shall be read through page 58, line 4.

The rule waives clause 2 (prohibiting unauthorized and legislative provisions), and clause 6 (prohibiting reappropriations) against provisions in the bill. Debate on amendments and amendments thereto is limited to 30 minutes. The rule makes in order amendments printed in the Congressional Record of October 30, 1995 numbered 1 (Bonilla), 2 (Gunderson), and 4 (Hostettler). The rule provides that the amendments are considered as read, not subject to amendment and shall be debatable for 30 minutes each equally divided and controlled between a proponent and an opponent. All points of order are waived against said amendments.

The rule accords priority in recognition to Members who have prepared their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Walsh, Bonilla, Gunderson, Lazio, Davis, Hostettler, Dixon, Durbin and Norton.

PARTIAL-BIRTH ABORTION BAN

Committee on Rules: Granted, by a vote of 10 to 2, a closed rule providing 1 hour of debate on H.R. 1833, Partial-Birth Abortion Ban Act of 1995. The rule provides that the Judiciary Committee amendment in the nature of a substitute shall be considered as adopted in the House and in the Committee of the Whole. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Canady, Johnson of Connecticut, Conyers, Schroeder, Watt of North Carolina, Lofgren, Jackson-Lee and Farr.

HIGH PERFORMANCE COMPUTING AND COMMUNICATIONS PROGRAM

Committee on Science: Subcommittee on Basic Research held on hearing on the High Performance Computing and Communications Program. Testimony was heard from Anita Jones, Director, Research and Engineering, Department of Defense and Chair, Committee on Information and Communications, National Science and Technology Council; John Toole, Director, National Coordination Office for High Performance Computing and Communications; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

ICC TERMINATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Railroad approved for full Committee action H.R. 2539, ICC Termination Act of 1995.

ICC TERMINATION ACT

Committee on Transportation and Infrastructure: Subcommittee on Surface Transportation approved for full Committee action H.R. 2539, ICC Termination Act of 1995.

AMES DAMAGE ASSESSMENT

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Ames Damage Assessment. Testimony was heard from the departmental witnesses.

Joint Meetings

COST OF FEDERAL REGULATIONS ON SMALL BUSINESS

Joint Hearing: Senate Committee on Small Business concluded joint hearings with the House Committee on Small Business to examine the aggregate costs of Federal regulation, paperwork, and tax compliance and their impact on small business, after receiving testimony from Jere W. Glover, Chief Counsel, Office of Advocacy, Small Business Administration.

APPROPRIATIONS—INTERIOR

Conferees agreed to file a conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

◆◆◆◆◆◆◆◆◆◆◆◆

Wednesday, November 1, 1995

Senate

Chamber Action

Routine Proceedings, pages 31059–31157

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1373–1377, and S. Res. 191.

Page 31106

Measures Passed:

American Indian Heritage Month: Senate agreed to S. Res. 191, designating the month of November 1995 as "National American Indian Heritage Month."

Page 31136

Foreign Operations Appropriations, 1996—Conference Report: By 90 yeas to 6 nays (Vote No. 559), Senate agreed to the conference report on H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.

Page 31080

By 53 yeas to 44 nays (Vote No. 561), Senate concurred in the amendment of the House to the amendment of the Senate No. 115, with the following amendment proposed thereto:

Page 31106

Leahy/Kassebaum Amendment No. 3041, to strike the prohibition on funds to foreign non-government organizations which employ abortion as a means of family planning.

Pages 31087, 31091

Rejected:

McCain/Kerry Amendment No. 3042 (to Amendment No. 3041), to permit the continued provision of assistance to Burma only if certain conditions are satisfied. (By 50 yeas to 47 nays (Vote No. 560), Senate tabled the amendment.)

Page 31090

Measure Indefinitely Postponed:

Ethics Investigation: Senate indefinitely postponed further consideration of S. Res. 168, concerning the Select Committee on Ethics Investigation of Senator Packwood of Oregon.

Page 31136

Messages From the House: **Page 31106**

Measures Referred: **Page 31106**

Measures Placed on Calendar: **Page 31106**

Statements on Introduced Bills: **Page 31106**

Additional Cosponsors: **Page 31120**

Amendments Submitted: **Page 31120**

Notices of Hearings: **Page 31120**

Authority for Committees: **Page 31120**

Additional Statements: **Page 31120**

Record Votes: Three record votes were taken today. (Total—561) **Pages 31086, 31090, 31106**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:06 p.m., until 9:30 a.m., on Thursday, November 2, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 31137.)

Committee Meetings

MARITIME REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1356, to deregulate the United States ocean shipping industry and sunset the Federal Maritime Commission, after receiving testimony from former Senator William D. Hathaway, Chairman, Austin Schmitt, Director, Bureau of Economics, and Robert D. Bourgon, General Counsel, all of the Federal Maritime Commission; Edward M. Emmett, National Industrial Transportation League, Arlington, Virginia; Geoffrey N. Giovanetti, Wine and Spirits Shippers Association, Inc., Reston, Virginia, on behalf of the Shippers' Association Coalition; Bill McInerney, Phoenix International

Freight Services, Chicago, Illinois, on behalf of the American International Freight Association; Peter H. Powell Sr., C.H. Powell Company, Peabody, Massachusetts, on behalf of the National Customs Brokers and Forwarders Association of America, Inc.; Herzl S. Eisenstadt, Brooklyn, New York, on behalf of the International Longshoremen's Association; Christopher L. Koch, Sea-Land Service, Inc., Timothy J. Rhein, American President Companies, and Murray Graham, Council of European and Japanese National Shipowners' Association, all of Washington, D.C.; John P. LaRue, Port of Corpus Christi Authority, Corpus Christi, Texas; W. Don Welch, South Carolina State Ports Authority, Charleston; Brian McWilliams, International Longshoremen's and Warehousemen's Union, San Francisco, California; and William P. Verdon, Crowley Maritime Corporation, Oakland, California.

WETLANDS PROTECTION

Committee on Environment and Public Works: Subcommittee on Clean Air, Wetlands, Private Property, and Nuclear Safety concluded hearings on S. 851, to reform the Section 404 wetlands permitting program under the Clean Water Act to focus Federal regulatory authority on functioning wetlands and to ensure that citizens can obtain permits within a reasonable period of time, after receiving testimony from John H. Zirschky, Acting Assistant Secretary of the Army for Civil Works; Robert Perciasepe, Assistant Administrator for Water, Environmental Protection Agency; Bernard N. Goode, former Chief, National Regulatory Program, United States Corps of Engineers; John D. Echeverria, National Audubon Society, Washington, D.C.; James S. Burling, Pacific Legal Foundation, Sacramento, California; Robert D. Sokolove, U.S. Wetland Services, Inc., Bethesda, Maryland; William D. Lane, Lane Corporation, Goldsboro, North Carolina; Steven N. Moyer, Trout Unlimited, Arlington, Virginia; and Kenneth F. Bierly, Oregon Division of State Lands, Salem, on behalf of the Association of State Wetland Managers.

PROLIFERATION OF WEAPONS OF MASS DESTRUCTION

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings to examine the threat of global proliferation of chemical, biological and nuclear weapons and weapons-material, receiving testimony from Gordon C. Oehler, Director, Nonproliferation Center, Central Intelligence Agency; Connie J. Fenchel, Assistant Director, Strategic Investigations Division, Office of Investigations, U.S. Customs Service, Department of the Treasury; John P. O'Neill, Special Supervisory Agent, Chief, Counterterrorism Section, Federal Bureau of Investigation, Department of Justice; H. Allen Holmes, Assistant Secretary of Defense for Special Operations and Low-Intensity Conflict; Frank E. Young, Director, National Disaster Medical System, Office of Emergency Preparedness, Public Health Service, Department of Health and Human Services; Amy E. Smithson, Henry L. Stimson Center, Washington, D.C.; Vil S. Mirzayanov, Moscow, Russia, on behalf of the State Research Institute of Organic Chemistry and Technology; Milton Leitenberg, University of Maryland, College Park; and Michael Moodie, Chemical and Biological Arms Control Institute, Alexandria, Virginia.

Hearings were recessed subject to call.

WACO AFTERMATH

Committee on the Judiciary: Committee concluded hearings to examine changes in Federal law enforcement as a result of the incident in Waco, Texas, after receiving testimony from Kenneth V. Lanning, Supervisory Special Agent, Behavioral Science Unit, Robin Montgomery, Special Agent in Charge, Critical Incident Response Group, Gary W. Noesner, Supervisory Special Agent, Critical Incident Response Group, and William J. Esposito, Assistant Director, Criminal Investigative Division, all of the Federal Bureau of Investigation, Department of Justice; Frank A. Bolz, Frank A. Bolz Associates, Inc., Huntington Station, New York; Clint R. Van Zandt, Van Zandt & Associates, Fredericksburg, Virginia; Peter Smerick, The Academy Group, Manassas, Virginia; and Graeme Craddock, an incarcerated witness.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2567–2574 were introduced.

Page 31239

Reports Filed: Reports were filed as follows:

H.R. 2149, to reduce regulation, promote efficiencies, and encourage competition in the international ocean transportation system of the United States, and to eliminate the Federal Maritime Commission (H. Rept. 104–303); and

H. Res. 253, waiving points of order against the further conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–304).

Page 31238

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hefley to act as Speaker pro tempore for today.

Page 31138

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Economic and Educational Opportunities, International Relations, the Judiciary, Science, and Transportation and Infrastructure.

Page 31142

Partial-Birth Abortion Ban: By a yea-and-nay vote of 288 yeas to 139 nays with 1 voting "present", the House passed H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions.

Page 31154

Agreed to the committee amendment in the nature of a substitute pursuant to the rule.

Page 31169

By a recorded vote of 332 ayes to 86 noes, Roll No. 755, it was made in order to use certain exhibits in the Committee of the Whole.

Page 31154

H. Res. 251, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 237 yeas to 190 nays, Roll No. 754.

Page 31142

D.C. Appropriations: House completed all general debate and began consideration of amendments on H.R. 2546, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996; but came to no resolution thereon. Consideration of amendments will resume on Thursday, November 2.

Page 31178

Agreed To:

The Walsh amendment that clarifies the definition of unmarried couples so that qualified single persons seeking to adopt will not be turned away in the adoption process;

Page 31194

The Davis amendment that makes technical corrections to the Financial Responsibility and Management Assistance Act; and

Page 31201

The Hostettler amendment that repeals the District's Health Care Benefits Expansion Act which permits unmarried cohabiting adults to register with the District and receive certain health and other legal benefits (agreed to by a recorded vote of 249 ayes to 172 noes, Roll No. 759).

Page 31208

Rejected the Bonilla amendment that sought to revoke the National Education Association's exemption from District property taxes beginning in fiscal year 1996 (rejected to be a recorded vote of 210 ayes to 213 noes with 2 voting "present", Roll No. 758);

Page 31203

H. Res. 252, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 241 yeas to 181 nays, Roll No. 757.

Page 31169

Committee To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Thursday, November 2: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, the Judiciary, National Security, Resources, Science, and Transportation and Infrastructure.

Page 31214

Senate Messages: Message received from the Senate appears on page 31138.

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 31238

Quorum Calls—Votes: Three yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 31151, 31154, 31168, 31177, 31208, 21313. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:15 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 2366, to repeal an unnecessary medical device reporting requirement; and H.R. 2519, amended, Philanthropy Protection Act of 1995.

REFORM OF SUPERFUND ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials began markup of H.R. 2500, Reform of Superfund Act of 1995.

Will continue tomorrow.

ENGLISH—COMMON LANGUAGE

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families continued hearings on English as the Common Language. Testimony was heard from Nimi McConigley, member, Legislature, State of Wyoming; and public witnesses.

OVERSIGHT—FAIR LABOR STANDARDS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections continued oversight hearings on the Fair Labor Standards Act. Testimony was heard from public witnesses.

FOOD FOR PEACE REAUTHORIZATION ACT

Committee on International Relations: Held a hearing on the Food For Peace Reauthorizational Act of 1995. Testimony was heard from Christopher Goldthwait, General Sales Manager, USDA; M. Douglas Stafford, Assistant Administrator, Bureau for Humanitarian Response, AID, U.S. International Development Cooperation Agency; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on the following bills: H.R. 1733, Patent Application Publication Act of 1995; and H.R. 359, to restore the term of patents. Testimony was heard from Representative Rohrabacher; and public witnesses.

CONFERENCE REPORT—INTERIOR APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the further conference report to accompany H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representative Regula.

X–33 REUSABLE LAUNCH VEHICLE

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on the X–33 Reusable Launch Vehicle: A New Way of Doing Business? Testimony was heard from the following officials of the NASA: John E. Mansfield, Associate Administrator, Office of Space Access and Technology; and Lt. Col. Gary Payton, USAF (Ret.), Deputy Associate Administrator, Advanced Space Transportation; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

ICC TERMINATION ACT; FAA REVITALIZATION ACT

Committee on Transportation and Infrastructure: Ordered reported amended the following bills; H.R. 2539, by a vote of 36–22, ICC Termination Act of 1995; and H.R. 2276, Federal Aviation Administration Revitalization Act of 1995.

THRIFT CHARTER CONVERSION TAX ACT; REPEAL UNNECESSARY MEDICAL DEVICE REPORTING REQUIREMENT

Committee on Ways and Means: Ordered reported the following bills; H.R. 2494, amended, Thrift Charter Conversion Tax Act of 1995; and H.R. 2366, to repeal an unnecessary medical device reporting requirement.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through October 31, 1995

	Senate	*House*	*Total*
Days in session	167	137	
Time in session	1,547 hrs., 58′	1,238 hrs., 20′	
Congressional Record:			
Pages of proceedings	16,448	11,587	27,935
Extensions of Remarks		2,082	
Public bills enacted into law	15	23	38
Private bills enacted into law	..	..	..
Measures passed, total	259	327	586
Senate bills	59	27	..
House bills	48	134	..
Senate joint resolutions	3	..	..
House joint resolutions	1	5	..
Senate concurrent resolutions	8	4	..
House concurrent resolutions	16	22	..
Simple resolutions	124	135	..
Measures reported, total	*192	*279	471
Senate bills	130	4	..
House bills	26	164	..
Senate joint resolutions	6	..	..
House joint resolutions	2	6	..
Senate concurrent resolutions	4	..	..
House concurrent resolutions	0	3	..
Simple resolutions	24	102	..
Special reports	14	5	..
Conference reports	0	18	..
Measures pending on calendar	116	37	..
Measures introduced, total	1,633	3,043	4,676
Bills	1,372	2,566	..
Joint resolutions	41	114	..
Concurrent resolutions	30	111	..
Simple resolutions	190	252	..
Quorum calls	3	17	..
Yea-and-nay votes	558	202	..
Recorded votes	..	534	..
Bills vetoed	1	3	..
Vetoes overridden	0	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 165 reports has been filed in the Senate; a total of 302 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through October 31, 1995

Civilian nominations, totaling 404, disposed of as follows:

Confirmed	230
Unconfirmed	169
Withdrawn	5

Civilian nominations (FS, PHS, CG, NOAA), totaling 1,685, disposed of as follows:

Confirmed	1,001
Unconfirmed	684

Air Force nominations, totaling 13,552, disposed of as follows:

Confirmed	13,550
Unconfirmed	2

Army nominations, totaling 11,699, disposed of as follows:

Confirmed	9,367
Unconfirmed	2,332

Navy nominations, totaling 12,090, disposed of as follows:

Confirmed	10,842
Unconfirmed	1,248

Marine Corps nominations, totaling 2,833, disposed of as follows:

Confirmed	2,832
Unconfirmed	0
Withdrawn	1

Summary

Total nominations received this session	42,263
Total confirmed	37,822
Total unconfirmed	4,435
Total withdrawn	6

Thursday, November 2, 1995

Senate

Chamber Action

Routine Proceedings, pages 31249–31330

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 1378–1387, and S.J. Res. 42.
Page 31315

Measures Reported: Reports were made as follows:

S. 1318, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, with an amendment.
Page 31315

Measures Passed:

Legislative Branch Appropriations, 1996: Senate passed H.R. 2492, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996, clearing the measure for the President.
Page 31263

Middle East Peace Facilitation Act: Senate passed S. 1382, to extend the Middle East Peace Facilitation Act.
Page 31277

D.C. Appropriations, 1996: Pursuant to the order of Friday, September 22, 1995, Senate passed H.R. 2546, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1244, as passed by the Senate.
Page 31288

Further, the Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.
Page 31311

Subsequently, S. 1244 was indefinitely postponed.
Page 31288

David J. Wheeler Federal Building: Senate passed S. 1097, to designate the Federal building located at 1550 Dewey Avenue, Baker City, Oregon, as the "David J. Wheeler Federal Building".
Page 31314

Edible Oil Regulatory Reform Act: Senate passed H.R. 436, to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations, after agreeing to the following amendment proposed thereto:
Page 31311

Dole (for Chafee) Amendment No. 3044, to make minor and technical changes.
Page 31311

Social Security Earnings Limit: Senate began consideration of S. 1372, to amend the Social Security Act to increase the earnings limit, taking action on an amendment proposed thereto, as follows:
Page 31312

Pending:

Rockefeller Amendment No. 3043, to express the sense of the Senate that the Senate conferees on H.R. 2491, Budget Reconciliation, should not agree to reductions in Medicare beyond $89 billion, and should reduce tax breaks for upper-income taxpayers and corporations.
Page 31274

During consideration of this measure today, Senate took the following action:

By 53 yeas to 42 nays (Vote No. 562), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to waive section 302(f) of the Congressional Budget Act with respect to consideration of the pending bill. Subsequently, a point of order that the bill was in violation of the Congressional Budget Act was sustained, and the bill, pursuant to section 312(b) of the Congressional Budget Act, was committed to the Committee on Finance.
Page 31282

Back to Basics Education Reform Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 1883, to strengthen parental, local, and State control of education in the United States by eliminating the Department of Education and redefining the Federal role in education, on Tuesday, November 7, 1995.
Page 31314

Announcements by the Chair: The Chair announced, on behalf of the Chairman of the Committee on Finance, pursuant to section 8002 of title 26, United States Code, membership of the Joint Committee on Taxation, as follows: Senators Roth, Chafee, Hatch, Moynihan, and Baucus.
Page 31288

Messages From the House: **Page 31314**

Measures Read First Time: **Page 31315**

Measure Committed: **Page 31315**

Communications: **Page 31315**

Statements on Introduced Bills: **Page 31315**

Additional Cosponsors: **Page 31324**

Amendments Submitted: **Page 31325**

Notices of Hearings: **Page 31325**

Authority for Committees: **Page 31325**

Additional Statements: **Page 31326**

Record Votes: One record vote was taken today. (Total—562)
Page 31282

Adjournment: Senate convened at 9:30 a.m., and adjourned at 5:44 p.m., until 10 a.m., on Friday, November 3, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 31330.)

Committee Meetings

FEDERAL FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management resumed oversight hearings to review alternatives to federal forest management and ownership, receiving testimony from Kevin S. Carter, Utah School and Institutional Trust Lands Administration, Salt Lake City; Richard Wilson, California Department of Forestry and Fire Protection, Sacramento; James E. Brown, Oregon Department of Forestry, Salem, on behalf of the National Association of State Foresters; Robert H. Nelson, University of Maryland, College Park, on behalf of the Competitive Enterprise Institute; Randall O'Toole, The Thoreau Institute, Oak Grove, Oregon; Richard Smith, Hancock Timber Resource Group, Boston, Massachusetts; Hope M. Babcock, Georgetown University Law Center, and Janet N. Abramovitz, Worldwatch Institute, both of Washington, D.C.; Larry Layton, Navajo County, Arizona, and Merle Dinning, Boundary County, Idaho, both on behalf of the National Association of Counties; and John J. Howard, Union County, Oregon.

Hearings were recessed subject to call.

GSA CONSTRUCTION PROGRAM

Committee on Environment and Public Works: Subcommittee on Transportation and Infrastructure concluded hearings to examine the General Services Administration's management practices of the Federal Courthouse Construction program and related GSA public building projects, after receiving testimony from Roger W. Johnson, Administrator, and Joel S. Gallay, Deputy Inspector General, both of the General Services Administration; L. Ralph Mecham, Director, Administrative Office of the United States Courts, on behalf of the Judicial Conference of the United States; and Robert E. Cowen, Chairman, Judicial Conference Space and Facilities Committee.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business measures:

S. 1318, to reform the statutes of and authorize funds for Amtrak, with an amendment; and

An original bill to establish a new Intercity Passenger Rail Trust Fund to finance capital improvements for Amtrak and other passenger rail carriers in States not served by Amtrak.

Also, committee appointed Senator Chafee to the Joint Committee on Taxation, and announced the following new subcommittee assignments:

Subcommittee on Long-Term Growth, Debt and Deficit Reduction: Senators D'Amato (Chairman), Simpson, Murkowski, Pryor, and Bradley.

Subcommittee on International Trade: Senators Grassley (Chairman), Roth, Hatch, Pressler, D'Amato, Murkowski, Gramm, Moynihan, Baucus, Bradley, Rockefeller, Breaux, Conrad, and Graham.

Subcommittee on Medicaid and Health Care for Low-Income Families: Senators Chafee (Chairman), Roth, Nickles, Graham, Rockefeller, and Moseley-Braun.

Subcommittee on Medicare, Long-Term Care and Health Insurance: Senators Dole (Chairman), Chafee, Grassley, Hatch, Simpson, Rockefeller, Baucus, Pryor, Conrad, Graham, and Moseley-Braun.

Subcommittee on Social Security and Family Policy: Senators Simpson (Chairman), Dole, Chafee, Nickles, Gramm, Breaux, Moynihan, Baucus, and Moseley-Braun.

Subcommittee on Taxation and IRS Oversight: Senators Hatch (Chairman), Roth, Dole, Grassley, Pressler, D'Amato, Murkowski, Nickles, Gramm, Bradley, Moynihan, Pryor, Breaux, and Conrad.

GAMBLING IMPACT STUDY COMMISSION ACT

Committee on Governmental Affairs: Committee held hearings on S. 704, to authorize funds to establish the Gambling Impact Study Commission to study and report to the President and the Congress, all matters relating to the impact of gambling on States and possible alternative sources of revenue for them, receiving testimony from Senators Simon, Lugar, Reid, and Bryan; Representatives Wolf and Ensign; Robert Goodman, Hampshire College, Amherst, Massachusetts; Tom Grey, National Coalition Against Legalized Gambling, Birmingham, Alabama; Timothy P. Ryan, University of New Orleans, New Orleans, Louisiana; William R. Eadington, University of Nevada, Reno; and Frank J. Fahrenkopf, Jr., American Gambling Association, and Richard G. Hill, National Indian Gaming Association, both of Washington, D.C.

Hearings were recessed subject to call.

HEALTH CARE FRAUD

Special Committee on Aging: Committee concluded hearings to examine certain incidents of fraud and abuse in the national health care system affecting Medicare and Medicaid programs, after receiving testimony from Sarah F. Jaggar, Director, Health Financing and Public Health Issues, Health, Education, and Human Services Division, General Accounting Office; New York State Attorney General Dennis C. Vacco, Albany; Kristina Rowland Brambila, San Francisco, California; and Hardy Gold, San Diego, California.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on the handling of certain documents following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Margaret A. Williams, Assistant to the President and Chief of Staff for the First Lady; and Susan P. Thomases, Willkie, Farr & Gallagher, New York, New York.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 2575–2584 were introduced.

Page 31413

Journal: By a yea-and-nay vote of 317 yeas to 88 nays, with 1 voting "present", Roll No. 560, the House approved the Journal of Wednesday, November 1.

Pages 31331, 31335

VA–HUD Appropriations: House disagreed to the Senate amendments to H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representatives Lewis of California, Delay, Vucanovich, Walsh, Hobson, Knollenberg, Neumann, Livingston, Stokes, Mollohan, Chapman, Kaptur, and Obey.

Page 31336

Agreed to the Stokes motion to instruct House conferees to agree to the Senate amendment numbered 66, striking certain provisions limiting use of funds appropriated to the Environmental Protection Agency (agreed to by a yea-and-nay vote of 227 yeas to 194 nays, Roll No. 762). Earlier, agreed to the previous question on the motion to instruct conferees by a yea-and-nay vote of 231 yeas to 195 nays, Roll No. 761.

Page 31336

D.C. Appropriations: By a yea-and-nay vote of 224 yeas to 191 nays, Roll No. 764, the House passed H.R. 2546, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996.

Page 31349

Agreed to the committee amendment in the nature of a substitute.

Page 31380

Agreed to the Gunderson amendment that requires the Superintendent of D.C. public schools to develop a long-term school reform plan consistent with the control board financial plan; authorizes the establishment of independent public charter schools through five-year charters; authorizes $21 million over five years for the expansion of the Federal Even Start program from two to twenty seats; authorizes $2 million in fiscal year 1996 to establish a seven member panel to develop core-curriculum, student assessments, and teacher training models; authorizes funds to develop a per pupil education funding formula; authorizes $2 million for the GSA to provide technical assistance in the repair and improvement of school facilities for fiscal years 1996 and 1997; authorizes funds for the establishment of a residential school; requires the District to report to Congress on its progress by August 1, 1996; authorizes $42 million to establish a non-profit corporation to provide "scholarships" to low income D.C. students; authorizes $26 million to establish two private sector partnerships to develop a job training initiative, expand work force preparation initiatives, implement professional development programs for teachers and provide 12th grade students with career counseling; and authorizes the Mayor to condition welfare benefits on the attendance of parents at parent-teacher conferences subject to the approval of HHS (agreed to by a recorded vote of 241 ayes to 177 noes, Roll No. 763).

Page 31349

Budget Reconciliation: The Speaker appointed the following Members as additional conferees in the conference on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996:

From the Committee on Commerce, for consideration of title XVI of the House bill, and subtitle B of title VII of the Senate amendment, and modifications committed to conference: Representatives Hastert and Greenwood.

Page 31380

Legislative Program: The Majority Leader announced the legislative program for the week of November 6. Agreed to adjourn from Thursday to Monday.

Page 31381

Official Objectors: It was announced that the following Members are the Official Objectors for the Private Calendar for the Minority for the 104th Congress: Representatives Boucher, Mfume, and Delauro; and that the following Members are the Official Objectors for the Private Calendar for the Majority: Representatives Sensenbrenner, Coble, and Goodlatte.

Page 31381

Meeting Hour: Agreed that the House will meet at 12:30 p.m. on Tuesday, November 7.

Page 31381

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 7.

Page 31381

Senate Messages: Messages received from the Senate today appear on pages 31336, 31387.

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the

House today and appear on pages 31335, 31348, 31377, 31380. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:59 p.m.

Committee Meetings

U.S. HOUSING ACT

Committee on Banking and Financial Services: Began markup of H.R. 2406, United States Housing Act of 1995.

Will continue November 8.

REFORM OF SUPERFUND ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials began markup of H.R. 2500, Reform of Superfund Act of 1995.

Will continue November 8.

PROPOSED RULES AFFECTING ELECTRICITY INDUSTRY

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the Federal Energy Regulatory Commission's Proposed Rules Affecting the Electricity Industry. Testimony was heard from the following officials of the Federal Energy Regulatory Commission: Elizabeth A. Moler, Chairman; Donald F. Santa, Jr.; James J. Hoecker; William L. Massey and Vicky A. Baily, all Commissioners; and public witnesses.

OLDER AMERICANS ACT

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families held a hearing on the Older Americans Act. Testimony was heard from Cornelia M. Blanchette, Associate Director, Education and Employment Issues, GAO; and public witnesses.

HHS' MANAGEMENT OF THREATS TO NATION'S BLOOD SUPPLY

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations continued oversight hearings on Protecting the Blood Supply from Infectious Agents: New Standards to meet New Threats. Testimony was heard from the following officials of the Department of Health and Human Services: David Satcher, M.D., Director, Centers for Disease Control and Prevention; and Paul McCurdy, M.D., Director, Blood Resources Program, Division of Blood, Disease and Resources, National Heart, Lung and Blood Institute; and public witnesses.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Held a hearing on campaign finance reform. Testimony was heard from Speaker Gingrich and Representatives Gephardt, Inglis of South Carolina, Jacobs, Kanjorski, Portman, Greenwood, Whitfield, Smith of Washington, Shays, Wamp, Smith of Michigan, Torkildsen, Kaptur, and Poshard.

Hearings continue November 16.

LOBBYING DISCLOSURE ACT

Committee on the Judiciary: Subcommittee on the Constitution approved for full Committee action H.R. 2564, Lobbying Disclosure Act of 1995.

VIOLENT ANTI-GOVERNMENT GROUPS IN AMERICA

Committee on the Judiciary: Subcommittee on Crime held a hearing regarding the nature and threat of violent anti-government groups in America. Testimony was heard from Ted Almay, Superintendent, Bureau of Criminal Identification and Investigation, State of Ohio; and public witnesses.

CLASSIFIED BRIEFING—DEPLOYMENT OF UNITED STATES FORCES TO BOSNIA

Committee on National Security: Met in executive session to receive a classified briefing on deployment of United States ground forces to Bosnia. The Committee was briefed by Norman Schindler, Head, Balkans Task Force, CIA; Maj. Gen. P.M. Hughes, USA, Intelligence Director, Joint Staff, Department of Defense.

DEPLOYMENT OF UNITED STATES FORCES TO BOSNIA

Committee on National Security: Continued hearings on deployment of United States ground forces to Bosnia. Testimony was heard from Warren Zimmerman, former Ambassador to Yugoslavia; the following former officials of the Department of Defense: Gen. Charles Boyd, USAF (Ret.), Deputy Commander in Chief, United States European Command; and Lt. Gen. Marvin Couvault, USA (Ret.), Chief of Staff, NATO Air Forces South; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 2243, Trinity River Basin Fish and Wildlife Management Reauthorization Act of 1995. Testimony was heard from Representative Riggs; David Cottingham, Counselor to Assistant Secretary, Water and Science, Department of the Interior; and public witnesses.

RECLAMATION RECYCLING AND WATER CONSERVATION ACT

Committee on Resources: Subcommittee on Water and Power Resources held a hearing on the following bills: H.R. 1803, Reclamation Recycling and Water Conservation Act of 1995; and H.R. 2549, to authorize the Secretary of the Interior to enter into contracts to assist the Pajaro Valley Water Management Agency, CA, to implement a basin management plan for the elimination of groundwater overdraft and seawater intrusion. Testimony was heard from Stephen V. Magnussen, Acting Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

GIFT REFORM

Committee on Rules: Held a hearing on H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform. Testimony was heard from Representatives Waldholtz, Shays, Barrett of Wisconsin, Burton of Indiana, Miller of California, Bryant of Texas, Brewster, Fazio of California, Klug, Castle, and DeLauro.

Hearings continue November 7.

MEDICAL TECHNOLOGY DEVELOPMENT AND COMMERCIALIZATION

Committee on Science: Subcommittee on Technology held a hearing on Medical Technology Development and Commercialization. Testimony was heard from public witnesses.

REFORM OF SUPERFUND ACT

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held a hearing on H.R. 2500, Reform of Superfund Act of 1995. Testimony was heard from Carol M. Browner, Administrator, EPA; Lois Schiffer, Assistant Attorney General, Department of Justice; Douglas Hall, Assistant Secretary, Oceans and Atmosphere, NOAA, Department of Commerce; James C. Colman, Assistant Commissioner, Bureau of Waste Site Cleanup, Department of Environmental Protection, State of Massachusetts; Gary Spielman, Executive Deputy Commissioner, Department of Environmental Conservation, State of New York; Michael A. Kahoe, Deputy Secretary, Environmental Protection Agency, State of California; and public witnesses.

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Friday, November 3, 1995

Senate

Chamber Action

Routine Proceedings, pages 31428–31490

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 1388–1396, and S. Res. 192. **Page 31448**

Measures Reported: Reports were made as follows:

Reported on Thursday, November 2, 1995:

S. 288, to abolish the Board of Review of the Metropolitan Washington Airports Authority, with an amendment in the nature of a substitute. (S. Rept. No. 104–166)

S. 1139, to amend the Merchant Marine Act, 1936. (S. Rept. No. 104–167)

S. 1318, to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, with an amendment. **Page 31315**

Reported today:

S. 1395, to amend the Internal Revenue Code of 1986 to provide for the establishment of an intercity passenger rail trust fund. (S. Rept. No. 104–168) **Page 31449**

Measures Passed:

Majority Committee Appointments: Senate agreed to S. Res. 192, making majority appointments to the Joint Committee on the Library and the Joint Committee on Printing. **Pages 31464, 31489**

Nominations Received: Senate received the following nominations:

Joshua Gotbaum, of New York, to be an Assistant Secretary of the Treasury, vice Alicia Haydock Munnell, resigned.

Anne H. Lewis, of Maryland, to be an Assistant Secretary of Labor. (Reappointment)

30 Army nominations in the rank of general.

9 Coast Guard nominations in the rank of admiral. **Page 31490**

Measures Placed on Calendar: **Pages 31429, 31448**

Statements on Introduced Bills: **Page 31449**

Additional Cosponsors: **Page 31464**

Notices of Hearings: **Page 31464**

Authority for Committees: **Page 31465**

Additional Statements: **Page 31465**

Adjournment: Senate convened at 10 a.m., and adjourned at 4:01 p.m., until 10 a.m., on Monday, November 6, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 31490.)

Committee Meetings

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Nancy E. McFadden, of California, to be General Counsel, and Charles A. Hunnicutt, of Georgia, to be an Assistant Secretary, both of the Department of Transportation, and Jane Bobbitt, of West Virginia, to be an Assistant Secretary of Commerce, after the nominees testified and answered questions in their own behalf. Ms. McFadden was introduced by Senator Mikulski, Mr. Hunnicutt was introduced by Senator Coverdell, and Ms. Bobbitt was introduced by Senators Byrd and Rockefeller, and Rep. Mollohan.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon on Monday, November 6.

Committee Meetings

No Committee meetings were held.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for October, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, November 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 31491–31504

Measures Introduced: One resolution was introduced, as follows: S. Con. Res. 31.

Page 31491

Measures Passed:

Honoring Yitzhak Rabin: Senate agreed to S. Con. Res. 31, honoring the life and legacy of Yitzhak Rabin.

Page 31509

Additional Cosponsors: **Page 31491**

Additional Statements: **Page 31492**

Adjournment: Senate convened at 10 a.m., and adjourned at 12:39 p.m., until 10 a.m., on Tuesday, November 7, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 31504.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bill Introduced: 1 public bill, H.R. 2585 was introduced.

Page 31518

Reports Filed: Reports were filed as follows:

H.R. 2437, to provide for the exchange of certain lands in Gilpin County, Colorado, amended (H. Rept. 104–305);

H.R. 1838, to provide for an exchange of lands with the Water Conservancy District of Washington County, Utah (H. Rept. 104–306);

H.R. 1585, to expand the boundary of the Modoc National Forest to include lands presently owned by the Bank of California, N.A. Trustee, to facilitate a land exchange with the Forest Service (H. Rept. 104–307);

H.R. 1581, to require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the City of Sumpter, Oregon (H. Rept. 104–308);

H.R. 924, to prohibit the Secretary of Agriculture from transferring any national forest system lands in the Angeles National Forest in California out of Federal ownership for use as a solid waste landfill (H. Rept. 104–309);

H.R. 207, to authorize the Secretary of Agriculture to enter into a land exchange involving the Cleveland National Forest, California, and to require a boundary adjustment for the national forest to reflect the land exchange, amended (H. Rept. 104–310);

H.R. 2539, to abolish the Interstate Commerce Commission, to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation, amended (H. Rept. 104–311); and

Conference report on S. 395, Alaska Power Administration Sale and Exports of Alaskan North Slope Oil (H. Rept. 104–312).

Pages 31511, 31518

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Kolbe to act as Speaker pro tempore for today.

Page 31505

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 395, to authorize the sale of the Alaska Power Administration.

Page 31507

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 31518

Senate Message: Message received from the Senate today appears on page 31505.

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:03 p.m.

Committee Meetings

IMAGERY INTELLIGENCE PANEL BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive an Imagery Intelligence Panel briefing. The Committee was briefed by departmental witnesses.

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Tuesday, November 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 31521–31568

Measures Introduced: Four bills were introduced, as follows: S. 1397–1400.

Page 31563

Measures Reported: Reports were made as follows:

S. 1316, to reauthorize and amend title XIV of the Public Health Service Act (commonly known as the "Safe Drinking Water Act"), with amendments. (S. Rept. No. 104–169)

Page 31563

Measures Passed:

Perishable Agricultural Commodities: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 1103, entitled "Amendments to the Perishable Agricultural Commodities Act, 1930", to modernize, streamline, and strengthen the operation of the Act, and the bill was passed, clearing the measure for the President.

Page 31567

Partial-Birth Abortion Ban: Senate began consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions.

Page 31539

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, November 8, 1995.

Page 31568

D.C. Appropriations, 1996—Conferees: Pursuant to the order of Friday, September 22, 1995, and Thursday, November 2, 1995, the Chair appointed conferees on H.R. 2546, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, as follows: Senators Jeffords, Campbell, Hatfield, Kohl, and Inouye.

Page 31532

Nominations Received: Senate received the following nominations: Markos K. Marinakis, of New York, to be a Member of the Board of the Panama Canal Commission.

1 Army nomination in the rank of general.

Routine lists in the Air Force, Navy.

Page 31568

Messages From the House: **Page 21562**

Communications: **Page 31562**

Statements on Introduced Bills: **Page 31562**

Additional Cosponsors: **Page 31565**

Notices of Hearings: **Page 31566**

Authority for Committees: **Page 31566**

Additional Statements: **Page 31566**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:52 p.m., until 9:30 a.m., on Wednesday, November 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 31568.)

Committee Meetings

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held hearings on S. 590, to compensate a named individual for alleged losses incurred on a claim for a placer mine near the Frank Church wilderness area on the Middle Fork of the Salmon River in Idaho, S. 985, to provide for the exchange of certain lands in Gilpin County, Colorado, S. 1196, to transfer certain National Forest System lands adjacent to the Townsite of Cuprum, Idaho, and S. 1371, to provide for the exchange to the Sun Valley Company certain National Forest System lands adjacent to the Snowbasin Ski Resort in Salt Lake City, Utah to facilitate certain events at the 2002 Winter Olympics, receiving testimony from former Senator Garn; Gray F. Reynolds, Deputy Chief, Forest Service, Department of Agriculture; Wallace Huffman, Sun Valley Company, Sun Valley, Idaho; and G. Frank Joklik, Salt Lake Olympic Organizing Committee, Salt Lake City, Utah.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Phillip A. Singerman, of Pennsylvania, to be Assistant Secretary of Commerce for Economic Development, and Rear Adm. John Carter Albright, National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission, after the nominees testified and answered questions in their own behalf. Mr. Singerman was introduced by Senators Santorum and Lieberman.

CONTINGENCY FEE ABUSES

Committee on the Judiciary: Committee held hearings to examine certain contingency fee abuses and their effect on the tort system, receiving testimony from William Fry, Helping to Abolish Legal Tyranny (HALT), and Richard Vuernick, Citizen Action, both of Washington, D.C.; and Herbert M. Kritzer, University of Wisconsin, Madison.

Hearings were recessed subject to call.

INDIAN LANDS/AMERICAN INDIAN POLICY INFORMATION CENTER

Committee on Indian Affairs: Committee ordered favorably reported, with an amendment, S. 1341, to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, Arizona.

Also, committee concluded hearings on S. 1159, authorizing funds for fiscal years 1996 through 2000 to establish an American Indian Policy Information Center to provide for a centralized source of information and data to aid in developing Indian policy and to provide certain information to tribes, after receiving testimony from Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Gary Kimble, Commissioner, Administration for Native Americans, Administration for Children and Families, Department of Health and Human Services; W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington, on behalf of the National Indian Policy Center; John Sunchild, Sr., Chippewa Cree Tribe of the Rocky Boy's Indian Reservation, Box Elder, Montana; Alvino Lucero, Pueblo of Isleta, Isleta, New Mexico; Charles Gourd, Cherokee Nation of Oklahoma, Tahlequah; Roy Bernal, Albuquerque, New Mexico, and Regis Pecos, Cochiti Pueblo, Cochiti, New Mexico, both on behalf of the All Indian Pueblo Council; and Charles Blackwell, Chickasaw Nation, Washington, D.C.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee will meet again tomorrow.

WHITEWATER

Special Committee to Investigate Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain issues relative to the President's involvement with the Whitewater Development Corporation, receiving testimony from Lloyd Bentsen, former Secretary of the Treasury; and John J. Adair, Inspector General, Patricia Black, Counsel, Steven A. Switzer, Deputy Inspector General, and Clark W. Blight, Assistant Inspector General for Investigation, all of the Resolution Trust Corporation.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2586–2593; and 6 resolutions, H.J. Res. 115–117, H. Con. Res. 112, and H. Res. 254–255 were introduced.

Page 31616

Reports Filed: Reports were filed as follows:

H.R. 994, to require the periodic review and automatic termination of Federal regulations, amended (H. Rept. 104–284, Part 2);

H.R. 1163, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchogue, Suffolk County, New York, amended (H. Rept. 104–313);

H. Res. 256, waiving points of order against the conference report on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil (H. Rept. 104–314);

H.R. 657, to extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas (H. Rept. 104–315);

H.R. 680, to extend the time for construction of certain FERC licensed hydro projects (H. Rept. 104–316);

H.R. 1011, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in the State of Ohio (H. Rept. 104–317);

H.R. 1014, to authorize extension of time limitation for a FERC-issued hydroelectric license, amended (H. Rept. 104–318);

H.R. 1051, to provide for the extension of certain hydroelectric projects located in the State of West Virginia (H. Rept. 104–319);

H.R. 1290, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon, amended (H. Rept. 104–320);

H.R. 1335, to provide for the extension of a hydroelectric project located in the State of West Virginia (H. Rept. 104–321);

H.R. 1366, to authorize the extension of time limitation for the FERC-issued hydroelectric license for the Mt. Hope Waterpower Project (H. Rept. 104–322);

H.R. 2366, to repeal an unnecessary medical device reporting requirement (H. Rept. 104–323, Parts 1 and 2);

H.R. 2494, to amend the Internal Revenue Code of 1986 to provide for the treatment of bad debt reserves of savings associations which are required to convert into banks, amended (H. Rept. 104–324);

H.R. 2586, to provide for a temporary increase in the public debt limit, amended (H. Rept. 104–325); and

H. Res. 257, providing for the consideration of H.J. Res. 115, making further appropriations for the fiscal year 1996 (H. Rept. 104–326).

Page 31615

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shays to act as Speaker pro tempore for today.

Page 31569

Recess: House recessed at 12:54 p.m. and reconvened at 2 p.m.

Page 31573

Suspensions: House voted to suspend the rules and pass the following measures:

Smithsonian Regent, Homer Alfred Neal: H.J. Res. 69, providing for the reappointment of Homer Alfred Neal as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by yea-and-nay vote of 386 yeas, Roll. No. 765);

Pages 31577, 31591

Smithsonian Regent, Howard H. Baker, Jr.: H.J. Res. 110, providing for the appointment of Howard H. Baker, Jr. as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by yea-and-nay vote of 389 yeas, Roll No. 766);

Pages 31578, 31591

Smithsonian Regent, Anne D'Harnoncourt: H.J. Res. 111, providing for the appointment of Anne D'Harnoncourt as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by yea-and-nay vote of 389 yeas, Roll No. 767);

Pages 31579, 31591

Smithsonian Regent, Louis Gerstner: H.J. Res. 112, providing for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by yea-and-nay vote of 390 yeas, Roll No. 768);

Pages 31579, 31592

Oregon land conveyance: H.R. 1581, to require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the City of Sumpter, Oregon;

Page 31579

Cleveland National Forest, California: H.R. 207, amended, to authorize the Secretary of Agriculture to enter into a land exchange involving the Cleveland National Forest, California, and to require a boundary adjustment for the national forest to reflect the land exchange;

Page 31580

Ozark wild horses: H.R. 238, amended, to provide for the protection of wild horses within the Ozark National Scenic Riverways and prohibit the removal of such horses;

Page 31582

Fire Island land exchange: H.R. 1163, amended, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchogue, Suffolk County, New York;

Page 31584

Modoc National Forest: H.R. 1585, to expand the boundary of the Modoc National Forest to include lands presently owned by the Bank of California, N.A. Trustee, to facilitate a land exchange with the Forest Service;

Page 31585

Utah land exchange: H.R. 1838, to provide for an exchange of lands with the Water Conservancy District of Washington County, Utah; and

Page 31586

Colorado land exchange: H.R. 2437, amended, to provide for the exchange of certain lands in Gilpin County, Colorado.

Page 31587

Recess: House recessed at 3:45 p.m. and reconvened at 6:02 p.m.

Page 31590

Middle East Peace Facilitation: House passed H.R. 2589, to extend authorities under the Middle East Peace Facilitation Act of 1994 until December 31, 1995.

Page 31593

Cuban Liberty and Solidarity Act: House disagreed to the Senate amendment to H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba; and asked a conference. Appointed as conferees: Representatives Gilman, Burton of Indiana, Ros-Lehtinen, King, Diaz-Balart, Hamilton, Gejdenson, Torricelli, and Menendez.

Page 31593

Honoring Life of Yitzhak Rabin: It was in order on Wednesday, November 8, 1995, to consider in the House S. Con. Res. 31, honoring the life and legacy of Yitzhak Rabin; and that the previous question be considered as ordered on the resolution to its adoption without intervening motion or demand for division of the question except 90 minutes of debate equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations.

Page 31594

Edible Oil Regulatory Reform Act: House agreed to the Senate amendments to H.R. 436, to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations—clearing the measure for the President.

Page 31594

Recess: House recessed at 9:40 and reconvened at 11 p.m.

Page 31614

Meeting Hour: House agreed to meet at 11 a.m. on Wednesday, November 8.

Page 31614

Senate Messages: Message received from the Senate today appears on page 31573.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 31590, 31591, 31592. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:01 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Resources: Held a hearing on the following bills: H.R. 2560, to provide for the conveyances of certain lands in Alaska to Chickaloon-Moose Creek Native Association, Inc., Ninilchik Native Association, Inc., Seldovia Native Association, Inc., Tyonek Native Corp., and Knikatnu, Inc. under the Alaska Native Claims Settlement Act; and H.R. 2561, Glacier Bay National Park and Preserve Boundary Adjustment Act. Testimony was heard from the following officials of the Department of the Interior: George T. Frampton, Jr., Assistant Secretary, Fish and Wildlife and Parks; and John D. Leshy, Solicitor; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full Committee action the following bills: H.R. 1741, for the conveyance of the C.S.S. *Hunley* to the State of South Carolina; H.R. 2243, amended, Trinity River Basin Fish and Wildlife Management Reauthorization Act; and H.R. 2100, amended, to direct the Secretary of the Interior to make technical corrections to maps relating to the Coastal Barrier Resources System.

GIFT REFORM

Committee on Rules: Concluded hearings on H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform. Testimony was heard from Representative Johnson of Connecticut; and public witnesses.

FURTHER CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule, by a vote of 7 to 2, providing one hour of debate in the House on H.J. Res. 115, making further continuing appropriations for the fiscal year 1996. The rule provides for the immediate consideration of the joint resolution, without the intervention of any point of order. The rule provides one motion to recommit, which may include instructions only if offered by the Minority Leader or his designee. Testimony was heard from Chairman Livingston and Representatives Istook, Thomas, Gekas, Shays, Smith of Michigan, Obey, and Skaggs.

CONFERENCE REPORT—ALASKA POWER ADMINISTRATION ASSET SALE AND TERMINATION ACT

Committee on Rules: Granted a rule, by voice vote, waiving all points of order against the conference report to accompany S. 395, Alaska Power Administration Asset Sale and Termination Act, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Chairman Young.

SHORT-TERM DEBT LIMIT EXTENSION

Committee on Ways and Means: Ordered reported, amended, H.R. 2586, to provide for a temporary increase in the public debt limit.

Joint Meetings

ALASKA POWER ADMINISTRATION SALE ACT

Conferees on Monday, November 6, agreed to file a conference report on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil.

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Wednesday, November 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 31626–31708

Measures Introduced: Five bills were introduced, as follows: S. 1401–1405. **Page 31688**

Partial-Birth Abortion Ban: Senate continued consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions. **Pages 31626, 31670**

During consideration of this measure today, Senate took the following action:

By 90 yeas to 7 nays (Vote No. 563), Senate agreed to a motion to commit the bill to the Committee on the Judiciary, with instructions. **Page 31672**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the notice of the continuation of the emergency regarding weapons of mass destruction; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–91). **Page 31685**

Nominations Received: Senate received the following nominations:

Norman I. Maldonado, of Puerto Rico, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

Wallace D. McRae, of Montana, to be a Member of the National Council on the Arts for a term expiring September 3, 1998.

Routine lists in the Army. **Page 31708**

Messages From the President: **Page 31685**

Messages From the House: **Page 31687**

Measures Referred: **Page 31687**

Measure Committed: **Page 31688**

Executive Reports of Committees: **Page 31688**

Statements on Introduced Bills: **Page 31688**

Additional Cosponsors: **Page 31696**

Authority for Committees: **Page 31697**

Additional Statements: **Page 31698**

Record Votes: One record vote was taken today. (Total—563) **Page 31672**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:28 p.m., until 10 a.m., on Thursday, November 9, 1995. (For Senate's program, see the remarks of the Democratic Leader in today's RECORD on page 31708.)

Committee Meetings

NOMINATIONS/SUBCOMMITTEE ASSIGNMENTS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Michael V. Dunn, of Iowa, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation, and John David Carlin, of Kansas, to be an Assistant Secretary of Agriculture.

Also, committee approved the following new subcommittee assignments:

Subcommittee on Production and Price Competitiveness: Senators Cochran (Chairman), Warner, Helms, Coverdell, Dole, Grassley, Pryor, Daschle, Baucus, Kerrey, and Heflin.

Subcommittee on Marketing, Inspection, and Product Promotion: Senators Helms (Chairman), Dole, Cochran, McConnell, Santorum, Conrad, Pryor, Baucus, and Heflin.

Subcommittee on Forestry, Conservation, and Rural Revitalization: Senators Craig (Chairman), Coverdell, Warner, Helms, Grassley, Heflin, Harkin, Conrad, and Kerrey.

Subcommittee on Research, Nutrition, and General Legislation: Senators McConnell (Chairman), Dole, Santorum, Craig, Harkin, Daschle, and Pryor.

FEDERAL COURTHOUSE CONSTRUCTION PROGRAM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia held oversight hearings to examine General Services Administration management practices in regard to the planning and development of Federal courthouse construction projects, focusing on cost control initiatives, receiving testimony from J. William Gadsby, Director, Gerald Stankosky, Assistant Director, and Daniel Schultz, Evaluator-in-Charge, all of the Government Business Operations Issues, General Government Division, General Accounting Office; Roger W. Johnson, Administrator, and Joel S. Gallay, Deputy Inspector General, both of the General Services Administration; Tom Stagg, United States District Judge for the Western District of Louisiana, Shreveport; and Robert E. Cowen, United States Circuit Judge for the Third Circuit Court of Appeals, and Gerald Thacker, Assistant Director, Office of Facilities, Security and Administrative Services, Administrative Office of the Courts, both on behalf of the Judicial Conference of the United States.

Hearings were recessed subject to call.

VICTIM RESTITUTION

Committee on the Judiciary: Committee concluded hearings on S. 173, to provide crime victims full financial compensation directly from the criminal in the form of mandatory restitution, and other related measures, after receiving testimony from Senator Nickles; Maryanne Trump Barry, United States District Judge for the District of New Jersey, Newark, on behalf of the Judicial Conference of the United States; David Beatty, National Victim Center, Arlington, Virginia; and John H. Stein, National Organization for Victim Assistance, Washington, D.C.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1324, to amend the Public Health Service Act to revise and extend the solid-organ procurement and transplantation programs; and

The nominations of C. Richard Allen, of Maryland, to be Management Director of the Corporation for National and Community Service, Walter Anderson, of New York, to be a Member of the National Commission on Libraries and Information Science, Elisabeth Griffith, of Virginia, and Louise L. Stevenson, of Pennsylvania, each to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation, Theodore M. Hesburgh, of Indiana, to be a Member of the Board of Directors of the United States Institute of Peace, Susan R. King, of the District of Columbia, to be Assistant Secretary for Public Affairs, and Anne H. Lewis, of Maryland, to be an Assistant Secretary, both of the Department of Labor, and James C. Riley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

WHITEWATER

Special Committee to Investigate Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain issues relative to the President's involvement with the Whitewater Development Corporation, receiving testimony from Robert P. Cesca, Executive Assistant to the Inspector General for Audit, James M. Cottos, Assistant Inspector General for Investigations, Francine Kerner, Deputy Counsel, Financial Crimes Enforcement Network, Edward S. Knight, General Counsel, Kenneth R. Schmalzbach, Assistant General Counsel of General Law and Ethics, Stephen J. McHale, Deputy Assistant General Counsel of General Law and Ethics, Robert M. McNamara, Jr., Assistant General Counsel for Enforcement, and David L. Dougherty, Attorney Adviser, all of the Department of the Treasury; and Stephen Potts, Director, and Jane Ley, Deputy General Counsel, both of the United States Office of Government Ethics.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2594–2600 were introduced.

Page 31821

Reports Filed: Reports were filed as follows:

S. 790, to provide for the modification or elimination of Federal reporting requirements, amended (H. Rept. 104–327); and

H. Res. 258, providing for consideration of H.R. 2586, to provide a temporary increase in the public debt limit (H. Rept. 104–328).

Page 31821

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today.

Page 31709

Honoring Life of Yitzhak Rabin: By a yea-and-nay vote of 416 yeas, Roll No. 769, the House agreed to S. Con. Res. 31, honoring the life and legacy of Yitzhak Rabin—clearing the measure.

Page 31714

Alaska Power Administration: By a yea-and-nay vote of 289 yeas to 134 nays, Roll No. 772, the House agreed to the conference report on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil—clearing the measure for Senate action.

Page 31742

By a yea-and-nay vote of 160 yeas to 261 nays, Roll No. 771, rejected the Miller of California motion to recommit the conference report to the committee of conference with instructions to House conferees to insist on House amendment No. 5, to strike the Outer Continental Shelf deep water royalty relief provisions.

Page 31761

H. Res. 256, the rule waiving points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 361 yeas to 54 nays with 1 voting "present," Roll No. 770.

Page 31734

Further Continuing Appropriations: By a recorded vote of 230 ayes to 197 noes, Roll No. 775, the House passed H.J. Res. 115, making further continuing appropriations for the fiscal year 1996.

Page 31773

By a yea-and-nay vote of 198 yeas to 227 nays, Roll No. 774, rejected the Obey motion to recommit the joint resolution to the Committee on Appropriations with instructions to strike out all after the resolving clause and report it back forthwith containing an amendment in the nature of a substitute extending the provisions of the current continuing appropriations law until December 13, 1995.

Page 31785

H. Res. 257, the rule under which the joint resolution was considered, was agreed to earlier by a yea-and-nay vote of 216 yeas to 210 nays, Roll No. 773.

Page 31763

Presidential Message—Weapons of Mass Destruction: Read a message from the President wherein he transmits to Congress notice of his continuation of the national emergency with respect to the proliferation of weapons of mass destruction—referred to the Committee on International Relations and ordered printed (H. Doc. 104–131).

Page 31788

Senate Messages: Message received from the Senate today appears on page 31709.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 31822.

Quorum Calls—Votes: Six yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 31733, 31742, 31761, 31762, 31772, 31786, 31787. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 11:50 p.m.

Committee Meetings

CONSERVATION CONSOLIDATION AND REGULATORY REFORM

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry approved for full Committee action amended H.R. 2542, Conservation Consolidation and Regulatory Reform Act of 1995.

U.S. HOUSING ACT

Committee on Banking and Financial Services: Continued markup of H.R. 2406, United States Housing Act of 1995.

Will continue tomorrow.

SUPERFUND REFORM

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued markup of H.R. 2500, Reform of Superfund Act of 1995.

Will continue tomorrow.

EXPORT COMPETITIVENESS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Strengthening U.S. Export Competitiveness: Industry Views. Testimony was heard from public witnesses.

HUMAN RIGHTS IN VIETNAM

Committee on International Relations: Subcommittee on International Operations and Human Rights and the Subcommittee on Asia and the Pacific held a joint hearing on Human Rights in Vietnam. Testimony was heard from the following officials of the Department of State: Steve Coffey, Acting Assistant Secretary, Democracy, Human Rights and Labor; and Kent Wiedemann, Deputy Assistant Secretary, East Asia and Pacific Affairs; and public witnesses.

DEMOCRACY IN NICARAGUA

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on an Evaluation of Democracy in Nicaragua. Testimony was heard from Mark Schneider, Assistant Administrator, Bureau for Latin America and the Caribbean, AID, U.S. International Development Cooperation Agency; Anne Patterson, Deputy Assistant Secretary, Central America, Department of State; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 2564, Lobbying Disclosure Act of 1995; and H.R. 497, amended, National Gambling Impact and Policy Commission Act.

LAW ENFORCEMENT OFFICERS CIVIL LIABILITY

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 1446, Law Enforcement Officers Civil Liability Act of 1995. Testimony was heard from Representatives Calvert and Waters; and public witnesses.

UNITED STATES FORCES IN BOSNIA

Committee on National Security: Held a hearing on operational implications of the proposed deployment of United States ground forces to Bosnia. Testimony was heard from Lt. Gen. Anthony Zinni, USMC, Commander, I Marine Expeditionary Force, Department of Defense; Gen. David Maddox, USA (Ret.), former Commander in Chief, U.S. Army Europe and 7th Army; and Andrew Krepinevich, Director, Defense Budget Project.

TEMPORARY DEBT LIMIT INCREASE

Committee on Rules: Granted a modified closed rule, by a vote of 9 to 4, providing one hour of general debate in the House on H.R. 2568, to provide for a temporary increase in the public debt limit. The rule provides for consideration without any intervening point of order. The rule provides for the adoption of the amendment recommended by the Committee on Ways and Means now printed in the bill and the amendments specified in the report of the Committee on Rules accompanying this resolution. The rule provides one motion to amend by the chairman of the Committee on Ways and Means or his designee, which shall be considered as read and shall be debatable for 20 minutes equally divided and controlled by the proponent and an opponent. The rule provides for one motion to amend by Representative Walker of Pennsylvania or his designee, which shall be considered as read and shall be debatable for 40 minutes equally divided and controlled by the proponent and an opponent. The rule provides one motion to recommit which may include instructions only if offered by the Minority Leader or his designee. Finally, the rule provides that during the consideration of the bill, no question shall be subject to a demand for a division of the question. Testimony was heard from Chairman Archer and Representatives Walker, Gekas, Rohrabacher, Smith of Michigan, Chrysler, Stockman, and Payne of Virginia.

NASA PURCHASING

Committee on Science: Held a hearing on NASA Purchasing in the Earth-Space Economy. Testimony was heard from the following officials of NASA: Deidre Lee, Associate Administrator, Procurement; and John Muratore, Program Manager, Lyndon B. Johnson Space Center; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SUPERFUND REFORM

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment concluded hearings on H.R. 2500, Reform of Superfund Act of 1995. Testimony was heard from public witnesses.

SIGNAL INTELLIGENCE BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Signal Intelligence. The Committee was briefed by departmental witnesses.

AMES DAMAGE ASSESSMENT

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Ames Damage Assessment. The committee was briefed by departmental witnesses.

Joint Meetings

RAILROAD CONSOLIDATION IMPACT ON SMALL BUSINESS

Joint Hearing: Senate Committee on Small Business concluded joint hearings with the House Committee on Small Business to examine small business concerns regarding railroad consolidation, focusing on the impact of rail mergers on small shippers, after receiving testimony from Daniel R. Glickman, Secretary of Agriculture; C. Phillip Hoffman, Hoffman & Reed, Trenton, Missouri; James F. Jundzilo, Tetra Chemical Company, The Woodlands, Texas; Duane Fischer, Scouler Grain Company, Omaha, Nebraska; William F. York, Lange Company, Conway Springs, Kansas; Ned Leonard, Western Fuels Association, and Ed Emmet, National Industrial Transportation League, both of Arlington, Virginia; Richard J. Barber, Barber & Associates, Bethesda, Maryland; and Curtis Grimm, University of Maryland, College Park.

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Thursday, November 9, 1995

Senate

Chamber Action

Routine Proceedings, pages 31991–32095

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 1406–1408, and S. Res. 193 and 194.

Page 32073

Measures Reported: Reports were made as follows:

S. 640, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 104–170)

S. 470, to amend the Communications Act of 1934 to prohibit the distribution to the public of violent video programming during hours when children are reasonably likely to comprise a substantial portion of the audience. (S. Rept. No. 104–171)

H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons, with an amendment in the nature of a substitute. (S. Rept. No. 104–172)

H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

S.J. Res. 38, granting the consent of Congress to the Vermont-New Hampshire Interstate Public Water Supply Compact.

Page 32072

Measures Passed:

Further Continuing Appropriations: By 50 yeas to 46 nays (Vote No. 567), Senate passed H.J. Res. 115, making further continuing appropriations for the fiscal year 1996, after taking action on amendments proposed thereto, as follows:

Pages 32004, 32044

Adopted:

(1) Simpson Amendment No. 3048 (to Amendment No. 3045), of a perfecting nature.

Page 32013

(2) By 49 yeas to 47 nays (Vote No. 565), upon reconsideration, Craig Modified Amendment No. 3049 (to Amendment No. 3048), of a perfecting nature. (By 46 yeas to 49 nays (Vote No. 564), Senate earlier rejected the amendment.)

Page 32013

(3) Hatfield Amendment No. 3051, to make technical corrections and to permit the District of Columbia government to repay certain Treasury loans.

Page 32044

Rejected:

Daschle Amendment No. 3050, to strike section 401, providing for the determination of the Medicare part B premium for 1996. (By 52 yeas to 44 nays (Vote No. 566), Senate tabled the amendment.)

Page 32037

Withdrawn:

(1) Campbell Amendment No. 3045, to strike Title III, restricting the use of private funds for political advocacy activities by non-profit organizations.

Page 32008

(2) Simpson Amendment No. 3046 (to Amendment No. 3045), in the nature of a substitute.

Page 32013

(3) Craig Amendment No. 3047 (to Amendment No. 3046), of a perfecting nature.

Page 32013

Debt Limit Extension Act: By 49 yeas to 47 nays (Vote No. 569), Senate passed H.R. 2586, to provide for a temporary increase in the public debt limit, after taking action on amendments proposed thereto, as follows:

Pages 32045, 32063

Adopted:

Abraham Amendment No. 3052, to strike Title II, which eliminates the Department of Commerce.

Page 32045

Rejected:

Moynihan Amendment No. 3053, in the nature of a substitute. (By 49 yeas to 47 nays (Vote No. 568), Senate tabled the amendment.)

Page 32060

Holocaust Memorial: Senate agreed to S. Res. 193, deploring individuals who deny the historical reality of the holocaust and commending the vital, ongoing work of the United States Holocaust Memorial Museum.

Page 32075

Chattahoochee Compact: Senate passed S. 848, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia.

Page 32087

United States/Korean Relations: Senate passed S.J. Res. 29, expressing the sense of Congress with respect to North-South dialogue on the Korean Peninsula and the United States-North Korea Agreed Framework.

Page 32088

Veterans' Compensation: Committee on Veterans Affairs was discharged from further consideration of H.R. 2394, to increase, effective as of December 1, 1995, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 32090

Lott (for Simpson) Amendment No. 3054, in the nature of a substitute.

Page 32079

Senate Legal Representation: Senate passed S. Res. 194, to authorize representation by the Senate Legal Counsel.

Page 32092

Middle East Peace Facilitation Act Authorities: Senate passed H.R. 2589, to extend authorities under the Middle East Peace Facilitation Act of 1994 until December 31, 1995, clearing the measure for the President.

Page 32092

Reconciliation-Agreement: A unanimous-consent agreement was reached providing for the consideration of a message from the House on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, and certain motions to be made in relation thereto, on Monday, November 13, 1995.

Page 32065

Alaska Power Administration Sale Act/Conference Report—Agreement: A unanimous-consent time-agreement was reached providing for consideration of the conference report on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Marketing Administration, and to authorize the export of Alaska North Slope crude oil.

Page 32088

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the Federal Labor Relations Authority for fiscal year 1994; referred to the Committee on Governmental Affairs. (PM–92).

Page 32071

Transmitting the report of the Commodity Credit Corporation for fiscal year 1993; referred to the Committee on Agriculture, Nutrition, and Forestry. (PM–93).

Page 32071

Transmitting the report of the National Corporation for Housing Partnerships and the National Housing Partnership for fiscal years 1993 and 1994; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–94).

Page 32071

Nominations Received: Senate received the following nominations:

Yolanda Townsend Wheat, of Puerto Rico, to be a Member of the National Credit Union Administration Board for the term of six years expiring August 2, 2001.

Robert S. Litt, of Maryland, to be an Assistant Attorney General.

1 Navy nomination in the rank of admiral.

Routine list in the Public Health Service.

Page 32095

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Dan M. Berkovitz, of the District of Columbia, to be a Member of the Nuclear Regulatory Commission for the term expiring June 30, 2000, which was sent to the Senate on January 5, 1995.

Page 32095

Messages From the President: **Page 32071**

Messages From the House: **Page 32071**

Executive Reports of Committees: **Page 32072**

Statements on Introduced Bills: **Page 32073**

Additional Cosponsors: **Page 32075**

Amendments Submitted: **Page 32075**

Notices of Hearings: **Page 32080**

Authority for Committees: **Page 32080**

Additional Statements: **Page 32080**

Record Votes: Six record votes were taken today. (Total—569) **Pages 32037, 32043, 32044, 32063, 32065**

Adjournment: Senate convened at 10 a.m., and adjourned at 10:15 p.m., until 10 a.m., on Monday, November 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 32093.)

Committee Meetings

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nominations of Jane Bobbitt, of West Virginia, to be Assistant Secretary of Commerce for Legislative and Intergovernmental Affairs, Charles A. Hunnicutt, of Georgia, to be Assistant Secretary for International Aviation, Nancy Elizabeth McFadden, of California, to be General Counsel, and Gail Clements McDonald, of Maryland, to be Administrator, and George D. Milidrag, of Michigan, to be a Member of the Advisory Board, both of the Saint Lawrence Seaway Development Corporation, all of the Department of Transportation, Ernest J. Moniz, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy, a National Oceanic and Atmospheric Administration promotions list received in the Senate on October 13, 1995, and certain United States Coast Guard promotions lists;

S. 1396, to provide for the regulation of surface transportation, with an amendment in the nature of a substitute;

S. 1239, to amend title 49, United States Code, with respect to the regulation of interstate transportation by common carriers engaged in civil aviation, with an amendment in the nature of a substitute;

S. 1164, to amend the Stevenson-Wydler Technology Innovation Act of 1980 with respect to inventions made under cooperative research and development agreements, with an amendment; and

S. 776, to authorize funds for programs of the Atlantic Striped Bass Conservation Act and the Anadromous Fish Conservation Act, with an amendment in the nature of a substitute.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Parks, Historic Preservation and Recreation held hearings on S. 342, to establish the Cache La Poudre River National Water Heritage Area in the State of Colorado, S. 364 and H.R. 629, bills to authorize the Secretary of the Interior to participate in the operation of certain visitor facilities associated with, but outside the boundaries of, Rocky Mountain National Park in the State of Colorado, S. 489, to authorize the Secretary of the Interior to enter into an appropriate form of agreement with the Town of Grand Lake, Colorado, authorizing the town to maintain permanently a cemetery in the Rocky Mountain National Park, S. 608, to establish the New Bedford Whaling National Historical Park in New Bedford, Massachusetts, and S. 231 and H.R. 562, bills to modify the boundaries of Walnut Canyon National Monument in the State of Arizona, after receiving testimony from Senators Kennedy and Kerry; Representatives Blute, Frank, Allard, and McInnis; Denis P. Galvin, Associate Director, Professional Services, National Park Service, Department of the Interior; Mark Reimers, Deputy Chief, Programs and Legislation, Forest Service, Department of Agriculture; Mayor Gene M. Stover, Grand Lake, Colorado; William S. Carle, H.W. Stewart, Inc., Estes Park, Colorado; Curt W. Buchholtz, Estes Park, Colorado, on behalf of the Rocky Mountain National Park Associates, Inc. and the Rocky Mountain Nature Association; Brian Werner, Loveland, Colorado, on behalf of the Northern Colorado Water Conservancy District and the Poudre River Trust; Anne B. Brengle, Old Dartmouth Historical Society Whaling Museum, New Bedford, Massachusetts; and Betsy McKellar, Friends of Walnut Canyon, Flagstaff, Arizona.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Phillip A. Singerman, of Pennsylvania, to be Assistant Secretary of Commerce for Economic Development, and Rear Adm. John Carter Albright, National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission.

FAMILY PRIVACY PROTECTION ACT

Committee on Governmental Affairs: Committee held hearings on H.R. 1271, to protect the privacy of families by requiring parental consent for certain types of information asked of minors in Federally funded surveys and evaluations, receiving testimony from Senator Grassley; Sally Katzen, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Wade F. Horn, Gaithersburg, Maryland, on behalf of the National Fatherhood Initiative; Art Mathias, Christian Coalition of Alaska, Anchorage; Robert H. Knight, Family Research Council, and Felice J. Levine, American Sociological Association, on behalf of the Research and Privacy Coalition, both of Washington, D.C.; Lloyd D. Johnston, University of Michigan, Ann Arbor; Sue Rusche, National Families in Action, Atlanta, Georgia; and Matthew Hilton, Springville, Utah.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Sidney R. Thomas, of Montana, to be United States Circuit Judge for the Ninth Circuit, Todd J. Campbell, to be United States District Judge for the Middle District of Tennessee, P. Michael Duffy, to be United States District Judge for the District of South Carolina, Kim McLane Wardlaw, to be United States District Judge for the Central District of California, and E. Richard Webber, to be United States District Judge for the Eastern District of Missouri; and

S.J. Res. 38, granting the consent of Congress to the Vermont-New Hampshire Interstate Public Water Supply Compact.

Also, committee ordered reported H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, and failed to approve S. Res. 104, referring S. 676 entitled "A bill for the relief of D.W. Jacobson, Roland Karkala, and Paul Bjorgen of Grand Rapids, Minnesota, and for other purposes" to the Chief Judge of the United States Court of Federal Claims for a report on the bill.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, November 15.

WHITEWATER

Special Committee to Investigate Whitewater Development Corporation and Related Matters: Committee continued hearings to examine certain issues relative to Whitewater Development Corporation, focusing on the handling of certain documents following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Jane C. Sherburne, Special Counsel to the President; and Lloyd Cutler, former Special Counsel to the President.

Hearings continue on Tuesday, November 14.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2601–2611; and 2 private bills, H.R. 2612, 2613; and 1 resolution, H. Res. 263 were introduced.

Page 31989

Reports Filed: Reports were filed as follows:

H. Res. 259, providing for the consideration of H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation (H. Rept. 104–329);

H. Res. 260, waiving the provisions of clause 4(b) of House rule XI against the consideration of certain resolutions reported from the Committee on Rules (H. Rept. 104–330);

H. Res. 331, providing for the consideration of Senate amendments to H.J. Res. 115, making further continuing appropriations for the fiscal year 1996 (H. Rept. 104–331); and

H. Res. 332, providing for the consideration of Senate amendments to H.R. 2586, to provide for a temporary increase in the public debt limit (H. Rept. 104–332).

Page 31989

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Fox of Pennsylvania to act as Speaker pro tempore for today.

Page 31878

Journal: By a yea-and-nay vote of 338 yeas to 66 nays, with 1 voting "present", Roll No. 776, the House approved the Journal of Wednesday, November 8.

Pages 31878, 31883

D.C. Appropriations: House disagreed to the Senate amendment to H.R. 2546, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996; and agreed to a conference. Appointed as conferees: Representative Walsh, Bonilla, Kingston, Frelinghuysen, Neumann, Livingston, Dixon, Durbin, Kaptur, and Obey.

Page 31882

Agreed to the Dixon motion to instruct House conferees to insist on the House position relating to technical corrections to the Financial Responsibility and Management Assistance Act.

Page 31882

Product Liability: House disagreed to the Senate amendment H.R. 956, to establish legal standards and procedures for product liability litigation; and asked a conference. Appointed as conferees:

From the Committee on the Judiciary, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Hyde, Sensenbrenner, Gekas, Inglis of South Carolina, Bryant of Tennessee, Conyers, Schroeder, and Berman.

As additional conferees from the Committee on Commerce, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Bliley, Oxley, Cox of California, and Wyden.

Page 31884

Rejected the Conyers motion to instruct House conferees not to agree to any provision that would limit the total damages recoverable for injuries by aged individuals, women, or children to an amount less than that recoverable by other plaintiffs with substantially similar injuries (rejected by a yea-and-nay vote of 190 yeas to 221 nays, Roll No. 777).

Page 31884

Temporary Public Debt Limit Increase: By a yea-and-nay vote of 227 yeas to 194 nays, Roll No. 781, the House passed H.R. 2586, to provide for a temporary increase in public debt limit.

Page 31909

By a yea-and-nay vote of 186 yeas to 235 nays, Roll No. 780, rejected the Payne of Virginia motion to recommit the bill to the Committee on Ways and Means with instructions to strike out all after the enacting clause and report the bill back forthwith containing an amendment in the nature of a substitute that would temporarily increase the public debt limit to $4,967,000,000,000.

Page 31966

By a yea-and-nay vote of 257 yeas to 165 nays, Roll No. 779, agreed to the Walker amendment that requires all Federal agencies to conduct regulatory impact assessments and cost benefit analysis on most proposed regulations that have an economic impact of more than $50 million; requires agencies to review all reasonable alternatives to a proposed rule and in most cases select the least costly option; requires specified Federal agencies to prepare detailed analyses of the costs and benefits provided by the rule relating to risk reduction; provides that Congress can block most new regulations within 60 days of their issuance; and contains language regarding judicial review of new rules and regulations.

Page 31950

H. Res. 258, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 220 yeas to 200 nays, Roll No. 778.

Page 31890

Meeting Hour: House agreed to meet at 9 a.m. on Friday, November 10.

Page 31965

Presidential Messages: Read the following messages from the President:

Federal Labor Relations Authority: Message wherein he transmits the sixteenth annual report of the Federal Labor Relations Authority for fiscal year 1994—referred to the Committee on Government Reform and Oversight;

National Corporation for Housing Partnerships: Message wherein he transmits the annual report of the National Housing Partnership for fiscal years 1993 and 1994—referred to the Committee on Banking and Financial Services; and

Commodity Credit Corporation: Message wherein he transmits the report of the Commodity Credit Corporation for fiscal year 1993—referred to the Committee on Agriculture.

Page 31970

Quorum Calls—Votes: Six yea-and-nay votes developed during the proceedings of the House today and appear on pages 31883, 31890, 31907, 31966, 31988. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:40 p.m.

Committee Meetings

U.S. HOUSING ACT

Committee on Banking and Financial Services: Ordered reported amended H.R. 2406, United States Housing Act of 1995.

SUPERFUND REFORM

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials approved for full Committee action amended H.R. 2500, Reform of Superfund Act of 1995.

ENERGY CONSERVATION ACT REAUTHORIZATION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on the Energy Policy Conservation Act Reauthorization of 1995. Testimony was heard from Kyle Simpson, Associate Deputy Secretary, Energy Programs, Department of Energy; and public witnesses.

OVERSIGHT—CLEAN AIR ACT AMENDMENTS IMPLEMENTATION AND ENFORCEMENT

Committee on Commerce: Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations held a joint oversight hearing on the Implementation and Enforcement of the Clean Air Act Amendments of 1990. Testimony was heard from Mary Nichols, Assistant Administrator, Air and Radiation, EPA; R. B. Marquez, Commissioner, Natural Resource Conservation Commission, State of Texas; Dennis Drake, Chief, Air Quality Division, Department of Environmental Quality, State of Michigan; and public witnesses.

OLDER AMERICANS AMENDMENTS

Committee on Economic and Educational Opportunities: Subcommittee on Early Childhood, Youth and Families began markup of H.R. 2570, Older Americans Amendments of 1995.

Will continue November 16.

OVERSIGHT

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on HUD Tenant Empowerment Funds. Testimony was heard from Susan Gaffney, Inspector General, Department of Housing and Urban Development; and public witnesses.

UNITED STATES POLICY TOWARDS IRAN

Committee on International Relations: Held a hearing on United States Policy Towards Iran. Testimony was heard from Peter Tarnoff, Under Secretary, Political Affairs, Department of State; Bruce Reidel, Deputy Assistant Secretary, Near East and South Asia, Department of Defense; and public witnesses.

COUNTDOWN TO OSAKA

Committee on International Relations: Subcommittee on Asia and the Pacific and the Subcommittee on International Economic Policy and Trade held a joint hearing on Countdown to Osaka: Asia-Pacific Economic Cooperation or Confrontation. Testimony was heard from Joan E. Spero, Under Secretary, Economic, Business and Agricultural Affairs, Department of State; and public witnesses.

SATELLITE HOME VIEWER ACT—TECHNICAL CORRECTIONS

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 1861, to make technical corrections in the Satellite Home Viewer Act of 1994 and other provisions of title 17, United States Code. Testimony was heard from Marybeth Peters, Register of Copyrights, U.S. Copyright Office, Library of Congress.

SURFACE MINING CONTROL AND RECLAMATION ACT

Committee on Resources: Subcommittee on Energy and Mineral Resources held a hearing on H.R. 2372, Surface Mining Control and Reclamation Act of 1995. Testimony was heard from Robert J. Uram, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior; and public witnesses.

ICC TERMINATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 2539, ICC Termination Act of 1995. The rule waives section 302(f) (prohibiting consideration of legislation providing new entitlement authority in excess of a committee's allocation), and section 308(a) (requiring a CBO cost estimate in the committee report on legislation containing new entitlement, spending, or budget authority, or a change in revenues) of the Congressional Budget Act of 1974 against consideration of the bill.

The rule makes in order the Committee on Transportation and Infrastructure amendment in the nature of a substitute as an original bill for amendment purposes. The substitute shall be considered by title rather than by section, and shall be considered as read. The rule waives 302(f) of the Congressional Budget Act and clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill) against the committee amendment in the nature of a substitute.

The rule provides for the consideration of a manager's amendment to be printed in the CONGRESSIONAL RECORD of November 13, 1995, which is considered as read, not subject to amendment or to a division of the question, and is debatable for 10 minutes equally divided between the proponent and an opponent. If adopted, the amendment is considered as part of the base text for further amendment purposes.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the CONGRESSIONAL RECORD. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Shuster and Representatives Petri, Molinari, Oberstar, and Wise.

WAIVING TWO-THIRDS VOTE FOR SAME DAY CONSIDERATION

Committee on Rules: Granted, by voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Committee on Rules) against the same-day consideration of resolutions reported from the Committee on Rules on or before the legislative day of November 13, 1995, for the consideration or disposition of: (1) any measure making further continuing appropriations; (2) any measure including provisions increasing or waiving the public debt limit; and for the consideration or disposition of any amendment, conference report, or amendment reported in disagreement from a conference on such measures. The rule clarifies that the provisions of the rule do not apply to any reconciliation measures.

TEMPORARY DEBT LIMIT INCREASE

Committee on Rules: Granted, by voice vote, a closed rule providing for one hour of debate in the House, without intervening point of order, a motion by the Majority Leader or his designee to dispose of any Senate amendments to H.R. 2586, to provide for a temporary increase in the public debt limit. The rule further provides that the previous question is ordered to adoption of the motion without intervening motion or demand for a division of the question unless the demand is made by the Majority Leader or his designee.

FURTHER CONTINUING APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a closed rule providing for one hour of debate in the House, without intervening point of order, H.J. Res. 115, making further continuing appropriations for fiscal year 1996, with the Senate amendments thereto, and a motion by the Majority Leader or his designee to dispose of the Senate amendments to the joint resolution. The rule further provides that the previous question is ordered to adoption of the motion without intervening motion or demand for a division of the question unless the demand is made by the Majority Leader or his designee.

MISCELLANEOUS MEASURES

Committee on Science: Subcommittee on Basic Research held a hearing on the following bills: H.R. 884, authorizing appropriations for a retirement incentive for certain employees of National Laboratories; and H.R. 2301, to designate an enclosed area of the Oak Ridge National Laboratory in Oak Ridge, Tennessee as the "Marilyn Lloyd Environmental, Life, and Social Sciences Complex." Testimony was heard from Representative Richardson; Robert R. Nordhaus, General Counsel, Department of Energy; and public witnesses.

SPACE SHUTTLE PROGRAM IN TRANSITION

Committee on Science: Subcommittee on Space and Aeronautics concluded hearings on the Space Shuttle Program in Transition: Keeping Safety Paramount, Part 2. Testimony was heard from J. Wayne Littles, Associate Administrator, Human Spaceflight, NASA.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

FAA'S EXPANDED EAST COAST PLAN

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Federal Aviation Administration's Expanded East Coast Plan. Testimony was heard from Representatives Franks of New Jersey, Zimmer, Saxton, Frelinghuysen, Torricelli, Lowey, Molinari, Pallone, and Payne of New Jersey; David Hinson, Administrator, FAA, Department of Transportation; Alfred J. Graser, General Manager, Aviation Technical Services Division, Aviation Department, Port Authority of New York/New Jersey; and public witnesses.

IRAQ BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to hold a briefing on Iraq. The Committee was briefed by departmental witnesses.

Joint Meetings

APPROPRIATIONS—DEFENSE

Conferees met in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, but did not complete action thereon, and recessed subject to call.

CROATIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission met to receive a briefing to assess the October 29 elections and the longer-term prospects for democratic development in Croatia and Croatia's role in promoting regional stability from Ivo Banac, Yale University, New Haven, Connecticut; and Susan J. Atwood, National Democratic Institute for International Affairs, Robert A. Hand, and Samuel G. Wise, all of Washington, D.C.

Commission will meet again on Friday, November 17.

Friday, November 10, 1995

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, November 13, 1995, at 10 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills introduced: 7 public bills, H.R. 2614–2620; and 2 resolutions, H.J. Res. 118, and H. Res. 264 were introduced.

Page 32150

Report Filed: One report was filed as follows: H.R. 2519, to facilitate contributions to charitable organizations by codifying certain exemptions from the Federal securities laws, amended (H. Rept. 104–333).

Page 32152

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hayworth to act as Speaker pro tempore for today.

Page 32108

Journal: By a yea-and-nay vote of 299 yeas to 84 nays with 1 voting "present", Roll No. 782, the House approved the Journal of Thursday, November 9.

Pages 32108, 32111

Temporary Public Debt Limit Increase: By a yea-and-nay vote of 219 yeas to 185 nays, Roll No. 785, the House agreed to the Archer motion to agree to the Senate amendment to H.R. 2586, to provide for a temporary increase in the public debt limit—clearing the measure for the President.

Page 32127

H. Res. 262, the rule which provided for the consideration of the Senate amendment, was agreed to earlier by a yea-and-nay vote of 220 yeas to 185 nays, Roll No. 783.

Page 32119

Further Continuing Appropriations: By a yea-and-nay vote of 224 yeas to 172 nays, Roll No. 786, the House agreed to the Livingston motion to agree to Senate amendments numbered 1 and 2; and agree, with an amendment, to Senate amendment numbered 3 to H.J. Res. 115, making further continuing appropriations for the fiscal year 1996—returning the measure to the Senate.

Page 32135

H. Res. 261, the rule which provided for the consideration of the Senate amendments, was agreed to earlier by a yea-and-nay vote of 223 yeas to 182 nays, Roll No. 784).

Pages 32112, 32126

Veterans Compensation Cost-of-Living Adjustment: House agreed to the Senate amendment to H.R. 2394, to increase, effective as of December 1, 1995, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans—clearing the measure for the President.

Page 32146

Legislative Program: The Majority Leader announced the legislative program for the week of November 13. Agreed to adjourn from Friday to Monday.

Page 32147

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 15.

Page 32148

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Senate Messages: Message received from the Senate today appears on page 32108.

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 32111, 32125, 32126, 32134, 32145, 32148. There were no quorum calls.

Adjournment: Met at 9 a.m. and, by a recorded vote of 164 ayes to 156 noes, Roll No. 787, adjourned at 4:05 p.m.

Page 32148

Committee Meetings

No committee meetings were held.

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Monday, November 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 32159–32226

Measures Introduced: One bill was introduced: S. 1409

Page 32221

Further Continuing Appropriations, 1996: Senate concurred in the amendment of the House to Senate Amendment No. 3 to H.J. Res. 115, making further continuing appropriations for the fiscal year 1996, clearing the measure for the President.

Page 32194

Reconciliation—Conferees: Senate insisted on its amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, and agreed to the request of the House for a conference thereon.

Page 32159

During consideration of the House message today, Senate also took the following action:

By 95 yeas to 1 nays (Vote No. 570), Senate agreed to a motion to instruct the managers on the part of the Senate to insist upon maintaining the Federal nursing home reform provisions of law and provide for Federal quality standards and mechanisms for enforcement of such standards.

Pages 32160, 32165, 32207

By 51 yeas to 46 nays (Vote No. 571), Senate tabled a motion to instruct the managers on the part of the Senate not to agree to any reductions in Medicare beyond $89 billion, and to reduce tax breaks for upper-income taxpayers and corporations by the amount necessary to ensure deficit neutrality.

Pages 32169, 32207

By a unanimous vote of 97 yeas (Vote No. 572), Senate agreed to a motion to instruct the managers on the part of the Senate not to include the $12 billion in Social Security cuts.

Pages 32175, 32207

Senate agreed to a motion to instruct the managers on the part of the Senate to restrict limits on Medicare billing and maintain standards of fraud and abuse. (By 48 yeas to 49 nays (Vote No. 573), Senate earlier failed to table the motion.)

Page 32198

Subsequently, the Chair appointed the following conferees:

From the Committee on the Budget (all titles), Senators Domenici, Grassley, and Exon;

From the Committee on Agriculture, Nutrition, and Forestry for consideration of title I, Senators Lugar and Dole, Helms (section 1113 and subtitle D of title I), Cochran (title I, except sections 1106, 1108, 1113, and subtitle D), and Craig (sections 1106 and 1108 of title I), Leahy, and Pryor;

From the Committee on Armed Services for consideration of title II, Senators Thurmond, McCain, and Bingaman;

From the Committee on Banking, Housing, and Urban Affairs for consideration of title III, Senators D'Amato, Gramm, and Sarbanes;

From the Committee on Commerce, Science, and Transportation for consideration of title IV, Senators Pressler, Stevens, McCain, Hollings, and Inouye;

From the Committee on Energy and Natural Resources for consideration of title V, Senators Murkowski, Hatfield, Nickles, Craig, Johnston, Bumpers, and Ford;

From the Committee on Environment and Public Works for consideration of title VI, Senators Chafee, Warner, Smith, Baucus, and Reid;

From the Committee on Finance for consideration of title VII and title XII, Senators Roth, Dole, and Moynihan;

From the Committee on Governmental Affairs for consideration of title VII (and the title of the House bill relating solely to abolishing the Department of Commerce), Senators Stevens, Cohen, Thompson, Glenn, and Pryor;

From the Committee on the Judiciary for consideration of title IX, Senators Hatch, Grassley, and Biden;

From the Committee on Labor and Human Resources for consideration of title X, Senators Kassebaum, Jeffords, Coats, Frist, Kennedy, and Pell and Simon (for ERISA and other matters); and

From the Committee on Veterans Affairs for consideration of title XI, Senators Simpson, Murkowski, and Rockefeller.

Page 32208

Cuban Liberty and Democratic Solidarity Act: Senate began consideration of the message from the House on H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba.

Pages 32191, 32196, 32210, 32213

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report of proposed legislation to increase the public debt limit; to the Committee on Finance. (PM–95).

Page 32220

Appointments:

National Commission to Support Law Enforcement: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 103–322, announced the appointment of Gilbert L. Gallegos, of New Mexico, to the National Commission to Support Law Enforcement.

Page 32226

Messages From the President: Page 32220

Messages From the House: Page 32220

Executive Reports of Committees: Page 32221

Statements on Introduced Bills: Page 32221

Additional Cosponsors: Page 32221

Notices of Hearings: Page 32222

Additional Statements: Page 32222

Record Votes: Four record votes were taken today. (Total—573) Pages 32207, 32208

Adjournment: Senate convened at 10 a.m., and adjourned on Tuesday, November 14, 1995, at 12:12 a.m., to reconvene at 12 noon the same day. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 32226.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2621–2626 were introduced.

Page 32290

Reports Filed: Reports were filed as follows:

H.R. 2361, to amend the commencement dates of certain temporary Federal Judgeships (H. Rept. 104–334); and

H. Res. 265, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 104–335).

Page 32289

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Goodling to act as Speaker pro tempore for today.

Page 32227

Recess: House recessed at 1:26 p.m. and reconvened at 2:00 p.m.

Page 32233

Suspensions: House voted to suspend the rules and pass the following measures:

FEC electronic filing: H.R. 2527, amended, to amend the Federal Election Campaign Act of 1971 to improve the electoral process by permitting electronic filing and preservation of Federal Election Commission reports;

Page 32237

Defense Production Act Amendments: H.R. 2204, amended, to extend and reauthorize the Defense Production Act of 1950;

Page 32241

Prohibit Angeles National Forest land transfer: H.R. 924, to prohibit the Secretary of Agriculture from transferring any national forest system lands in the Angeles National Forest in California out of Federal ownership for use as a solid waste landfill;

Page 32242

Extend deadline for Arkansas hydroelectric project: H.R. 657, to extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas (agreed to by a yea-and-nay vote of 404 yeas, Roll No. 789);

Pages 32244, 32254

Extend deadline for New York hydroelectric project: H.R. 680, to extend the time for construction of certain FERC licensed hydro projects;

Page 32244

Extend deadline for Ohio hydroelectric project: H.R. 1011, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in the State of Ohio;

Page 32245

Extend deadline for Washington hydroelectric project: H.R. 1014, amended, to authorize extension of time limitation for a FERC-issued hydroelectric license;

Page 32245

Extend deadline for West Virginia hydroelectric project: H.R. 1051, to provide for the extension of certain hydroelectric projects located in the State of West Virginia;

Page 32246

Extend deadline for Oregon hydroelectric project: H.R. 1290, amended, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon;

Page 32247

Extend deadline for Northern West Virginia hydroelectric project: H.R. 1335, to provide for the extension of a hydroelectric project located in the State of West Virginia; and

Page 32247

Extend deadline for New Jersey hydroelectric project: H.R. 1366, to authorize the extension of time limitation for the FERC-issued hydroelectric license for the Mt. Hope Waterpower Project.

Page 32247

Recess: House recessed at 3:39 p.m. and reconvened at 5:04 p.m.

Page 32248

Presidential Veto Message—Debt Ceiling Limit: Read a message from the President wherein he announces his veto of H.R. 2586, to provide for a temporary increase in the public debt limit; and explains his reason therefor—ordered printed (H. Doc 104–132).

Page 32248

Subsequently, by a yea-and-nay vote of 223 yeas to 184 nays, Roll No. 788, the House agreed to the Archer motion that further consideration of the veto message and the bill, be postponed until December 12.

Page 32249

Presidential Message—Debt Limit Ceiling: Read a message from the President wherein he transmits legislation providing for a temporary increase in the debt limit ceiling—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–133).

Page 32255

Budget Reconciliation: The Speaker appointed the following Members as additional conferees in the conference on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996:

From the Committee on Commerce for consideration of title XVI of the House bill, and subtitle B of title VII of the Senate amendment, and modifications committed to conference: Representatives Bryant of Texas and Towns.

Page 32255

Recess: House recessed at 11:25 p.m. and reconvened at 11:47 p.m.

Page 32288

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 32289

Senate Message: Message received from the Senate today appears on page 32248.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 32290.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings on the House today and appear on pages 32253, 32254.

Adjournment: Met at 12:30 p.m. and adjourned at 11:48 p.m.

Page 32289

Committee Meetings

WAIVING TWO-THIRDS VOTE FOR SAME-DAY CONSIDERATION

Committee on Rules: Granted, by a voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day it is reported from the Committee on Rules) against the same-day consideration of resolutions from the Committee on Rules on or before the legislative day of November 23, 1995, for the consideration or disposition of any measure making further continuing appropriations. The rule clarifies that in no case shall this resolution apply to a resolution providing for consideration or disposition of a reconciliation bill within the meaning of section 310 of the Budget Act.

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Tuesday, November 14, 1995

Senate

Chamber Action

Routine Proceedings, pages 32303–32339

Measures Introduced: Two bills were introduced, as follows: S. 1410 and 1411.

Page 32333

Alaskan Power Act—Conference Report: By 69 yeas to 29 nays (Vote No. 574), Senate agreed to the conference report on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil, clearing the measure for the President.
Pages 32314, 32327

Messages From the House: **Page 32333**

Measures Referred: **Page 32333**

Measures Placed on Calendar: **Page 32333**

Additional Cosponsors: **Page 32333**

Additional Statements: **Page 32334**

Notice of Proposed Rulemaking: **Page 32330**

Record Votes: One record vote was taken today. (Total—574) **Page 32330**

Adjournment: Senate convened at 12:03 p.m., and adjourned at 7:37 a.m., until 12 noon, on Wednesday, November 15, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 32339.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Arthur L. Money, of California, to be an Assistant Secretary of the Air Force, after the nominee testified and answered questions in his own behalf.

DOJ SOLICITOR GENERAL

Committee on the Judiciary: Committee concluded oversight hearings to examine the operation and activities of the Office of the Solicitor General of the Department of Justice, after receiving testimony from Drew Days, Solicitor General, Department of Justice; Paul Cassell, University of Utah, Salt Lake City; and Thomas Hungar, Gibson, Dunn & Crutcher, and William Coleman, O'Melveny & Myers, both of Washington, D.C.

MEDICAL RECORDS CONFIDENTIALITY ACT

Committee on Labor and Human Resources: Committee concluded hearings on S. 1360, to ensure personal privacy with respect to medical records and health care-related information, after receiving testimony from Senators Bennett and Leahy; Don Detmer, University of Virginia, Charlottesville; James Schulte Scott, CSI Technologies, McLean, Virginia; Carolyn Roberts, American Hospital Association, Morrisville, Vermont; Denise Nagel, Coalition for Patients' Rights, Lexington, Massachusetts; and Kathleen Frawley, American Health Information Management Association, Aimee Berenson, AIDS Action Council, and Janlori Goldman, Center for Democracy and Technology, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 2627–2635; and 2 resolutions, H.J. Res. 119, and H. Res. 266 were introduced.
Page 32500

Reports Filed: Reports were filed as follows:

H.R. 2525, to modify the operation of the antitrust laws, and of State laws similar to the antitrust laws, with respect to charitable gift annuities (H. Rept. 104–336);

H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform (H. Rept. 104–337);

H. Res. 267, waiving points of order against the conference report to accompany H.R. 2020, making appropriations for the Treasury Department the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996 (H. Rept. 104–338);

H.R. 2564, to provide for the disclosure of lobbying activities to influence the Federal Government (H. Rept. 104–339, Part 1); and

H. Res. 254, making technical corrections in the Rules of the House of Representatives, amended (H. Rept. 104–340).
Page 32500

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Pryce to act as Speaker pro tempore for today.
Page 32340

Recess: House recessed at 9:50 a.m. and reconvened at 10 a.m.
Page 32346

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, Government Reform and Oversight, International Relations, National Security, and Resources.
Page 32351

Corrections Calendar: On the call of the Corrections Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Pacemaker reporting requirement: H.R. 2366, to repeal an unnecessary medical device reporting requirement.
Page 32351

Sent to the Senate, amended:

Federal reports elimination: S. 790, to provide for the modification or elimination of Federal reporting requirements.
Page 32357

Use of Federal Trust Funds: By a yea-and-nay vote of 247 yeas to 179 nays, Roll No. 791 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.R. 2621, to enforce the public debt limit and to protect the social security trust funds and other Federal trust funds and accounts invested in public debt obligations.

Pages 32378, 32394

Veto Message—Further Continuing Appropriations: Read a message from the President wherein he announces his veto of H.J. Res. 115, making further continuing appropriations for the fiscal year 1996; and explains his reasons therefor—ordered printed (H. Doc. 104–134).

Page 32385

Subsequently, by a yea-and-nay vote of 229 yeas to 199 nays, Roll No. 790, the House agreed to the Livingston motion to postpone further consideration of the veto message and joint resolution until Friday, December 1.

Page 32385

ICC Termination: By a recorded vote of 417 ayes to 8 noes, Roll No. 792, the House passed H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation.

Page 32400

Agreed to the committee amendment in the nature of a substitute.

Page 32461

Agreed to the Shuster amendment that retains existing "Long Cannon factors" that must be considered to evaluate the reasonableness of rail rates; strikes language allowing the panel to enlarge the scope of a rail abandonment in order to improve the viability of a line; permits purchase of a line proposed for abandonment up to four months after the filing date; retains the "Feeder Line Development Program"; retains the current law 20-day advance notice requirement for rail rate changes; names the Attorney General as the commentator whose views should be given "substantial weight" in certain types of rail merger proceedings; retains current law requiring users of motor carrier industry standard guides to participate in determining such guides; establishes the right of a motor carrier that is part of a joint-motor carrier agreement to independently establish its own rates, classifications and mileage guides; extends certain provisions of the Negotiated Rates Act of 1994 to any new motor carrier undercharges; stipulates that, after deregulation, motor carriers will be able to establish released value liability rates, and makes numerous technical, conforming, and clarifying changes;

Page 32410

The Latham amendment that requires the Transportation Adjudication Panel to implement administrative complaint remedies similar to current law with regard to contracts for the transportation of agricultural commodities;

Page 32445

The Whitfield amendment that increases the labor protections afforded to employees of small and mid-size railroads during acquisitions or mergers (agreed to by a recorded vote of 241 ayes to 184 noes, Roll No. 792); and

Page 32446

The Davis amendment that provides credibility of annual leave for purposes of meeting minimum eligibility requirements for an immediate annuity.

Page 32456

The Sam Johnson of Texas amendment was offered but subsequently withdrawn that sought to exempt small movers of household goods which exclusively operate vehicles weighing less than 13 tons from intrastate economic regulation.

Page 32445

H. Res. 259, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 32395

Senate Messages: Message received from the Senate today appears on page 32346.

Amendments Ordered Printed: Amendment ordered printed pursuant to the rule appears on page 32501.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 32393, 32394, 32455, 32461. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 11:45 p.m.

Committee Meetings

COMMEMORATIVE COIN MEASURES

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy approved for full Committee action the following bills; H.R. 2336, to amend the Doug Barnard, Jr., 1996 Atlanta Centennial Olympic Games Commemorative Coin Act; and H.R. 2614, Commemorative Coin Authorization and Reform Act of 1995.

CAPITAL MARKETS DEREGULATION AND LIBERALIZATION ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 2131, Capital Markets Deregulation and Liberalization Act of 1995. Testimony was heard from public witnesses.

DEPARTMENT OF DEFENSE—FINANCIAL MANAGEMENT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on the Department of Defense's Financial Management Problems. Testimony was heard from the following officials of the Department of Defense: John J. Hamre, Comptroller; Alvin Tucker, Deputy Chief Financial Officer; Richard F. Keevey, Director, Finance and Accounting Service; Helen T. McCoy, Assistant Secretary of the Army, Financial Management and Comptroller; Deborah P. Christie, Assistant Secretary of the Navy, Financial Management and Comptroller; Robert F. Hale, Assistant Secretary of the Air Force, Financial Management and Comptroller; and Eleanor J. Hill, Inspector General, Gene L. Dodaro, Assistant Comptroller General, GAO; and G. Edward DeSeve, Controller, Office of Federal Financial Management, OMB.

STATES OF FORMER SOVIET UNION—UNITED STATES POLICY AND ASSISTANCE

Committee on International Relations: Held a hearing on Newly Independent States of the Former Soviet Union: United States Policy and Assistance. Testimony was heard from the following officials of the Department of State: James F. Collins, Senior Coordinator, Office of Ambassador-at-Large for the Newly Independent States; and Richard Morningstar, Coordinator, U.S. Assistance to the Newly Independent States; Thomas Dine, Assistant Administrator, Europe and the Newly Independent States, AID, U.S. International Development Cooperation Agency; Anne Sigmund, Director, Office of East European and Newly Independent States Affairs, U.S. Information Agency; Harold Smith, Assistant to the Secretary, Atomic Energy, Department of Defense; and public witnesses.

SRI LANKA

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Sri Lanka in Turmoil: Implications of Intensified Conflict. Testimony was heard from E. Gibson Lanpher, Deputy Assistant Secretary, South Asia, Department of State; and public witnesses.

INDOCHINA—POW/MIAs

Committee on National Security: Subcommittee on Military Personnel held a hearing on Vietnamese Government knowledge and accountability of United States POW/MIAs in Indochina. Testimony was heard from the following officials of the Department of Defense: James W. Wold, Deputy Assistant Secretary, POW/MIA Affairs; Lt. Col. Johnie E. Webb, USA (Ret.), Deputy to the Commander, Central Identification Laboratory; and Capt. James C. Grover, USN; Col. Michael J. Kelly, USAF; and Col. John M. Kennery, USA, all members of the Armed Forces Identification Review Board; and public witnesses.

NATIONAL PARK SERVICE—HANDLING OF INHOLDINGS

Committee on Resources: Subcommittee on National Parks, Forests and Lands held a hearing on the following bills: H.R. 2528, to require the Secretary of the Interior to renew to the heirs of permittees permits for historic cabins located in the Mineral King Addition of the Sequoia National Park; and H.R. 1666, to amend the Act of October 21, 1970, establishing the Sleeping Bear Dunes National Lakeshore to permit certain persons to continue to use and occupy certain areas within the lakeshore. Testimony was heard from Representatives Stupak, Bartlett of Maryland, and Knollenberg; former Representative John Krebs of California; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Native American and Insular Affairs approved for full Committee action H.R. 377, Burt Lake Band of Ottawa and Chipewa Indians Act.

Prior to this action, the Subcommittee held a hearing on H.R. 377 and also on the following bills: H.R. 2490, Saddleback Mountain Arizona Settlement Act of 1995; and H.R. 2591, Indian Federal Recognition Administrative Procedures Act of 1995. Testimony was heard from Representatives Hayworth and Stupak; William C. Sturtevant, Curator, North American Ethnology, Smithsonian Institution; and public witnesses.

TREASURY—POSTAL SERVICE APPROPRIATIONS CONFERENCE REPORT

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report on H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1995; and against its consideration. The rule further provides that if the conference report is adopted, then a motion that the House insist on its disagreement to Senate amendment 132 shall be considered as adopted. Testimony was heard from Representatives Lightfoot, Istook, Obey, and Hoyer.

GIFT REFORM; RULES OF THE HOUSE TECHNICAL CORRECTIONS

Committee on Rules: Ordered reported amended, by voice vote, the following resolutions: H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform; and H. Res. 254, making technical corrections in the Rules of the House of Representatives.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

BUDGET RECONCILIATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, but did not complete action thereon, and recessed subject to call.

Wednesday, November 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 32511–32571

Measures Introduced: Five bills were introduced, as follows: S. 1412–1416.

Page 32558

Foreign Operations Appropriations—Conference Report: By 54 yeas to 44 nays (Vote No. 575), Senate tabled Senate Amendment No. 115, relating to the prohibition of funds to foreign non-government organizations which employ abortion as a means of family planning (and thereby receded from its amendment No. 115), to the conference report on H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, thus clearing the measure for the President.

Page 32530

Treasury/Postal Service Appropriations—Conference Report: By 63 yeas to 35 nays (Vote No. 576), Senate agreed to the conference report on H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1996, clearing the measure for the President.

Page 32535

Senate receded from its amendment No. 132.

Page 32545

Messages From the House: **Page 32558**

Measures Referred: **Page 32558**

Measures Placed on Calendar: **Pages 32558, 32570**

Communications: **Page 32558**

Statements on Introduced Bills: **Page 32558**

Additional Cosponsors: **Page 32565**

Additional Statements: **Page 32565**

Record Votes: Two record votes were taken today. (Total—576) **Page 32534, 32545**

Adjournment: Senate convened at 12 noon, and adjourned at 9:09 p.m., until 9 a.m., on Thursday, November 16, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 32571.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 2636–2645; and 4 resolutions, H.J. Res. 120–122, H. Con. Res. 113 were introduced.

Page 33277

Reports Filed: Reports were filed as follows:

H. Res. 268, providing for consideration of H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform (H. Rept. 104–341);

H. Res. 269, providing for consideration of H.R. 2564, to provide for the disclosure of lobbying activities to influence the Federal Government (H. Rept. 104–342);

H. Res. 270, providing for consideration of H.J. Res. 122, making further continuing appropriations for the fiscal year 1996 (H. Rept. 104–343);

Conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–344);

Conference report on S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System (H. Rept. 104–345);

H. Res. 271, waiving points of order against the conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996 (H. Rept. 104–346); and

Conference report on H.R. 2451, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996 (H. Rept. 104–347).

Pages 22637, 33277, 32730

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bunning of Kentucky to act as Speaker pro tempore for today.

Page 32572

Foreign Operations Appropriations: By a yea-and-nay vote of 237 yeas to 183 nays, Roll No. 794, the House agreed to the Callahan motion to disagree to the Senate amendment to the House amendment to the Senate amendment numbered 115 to H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996—returning the measure to the Senate.

Page 32577

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 374 yeas to 52 nays, Roll No. 797, the House agreed to the conference report on H.R. 2020, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996.

Page 32593

House insisted on its disagreement to Senate amendment numbered 132—clearing the measure for Senate action.

Page 32601

H. Res. 267, the rule which waived points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 285 yeas to 133 nays, Roll No. 796. Agreed to order the previous question on the rule by a yea-and-nay vote of 233 yeas to 189 nays, Roll No. 795.

Page 32583

Interior Appropriations: By a yea-and-nay vote of 230 yeas to 199 nays, Roll No. 799, the House agreed to the Yates motion to recommit the further conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, to the committee of conference with instructions to insist on the House position on Senate amendment numbered 108, prohibiting use of funds on the Tongass National Forest except in compliance with Alternative P, and Senate amendment numbered 158, concerning fair market value for mineral patents.

Page 32611

H. Res. 253, the rule waiving points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 237 yeas to 188 nays, Roll No. 798.

Page 32601

Recess: House recessed at 5:47 p.m. and reconvened at 6:38 p.m.; and recessed at 6:39 p.m. and reconvened at 7:45 p.m.

Page 32627

Bill Re-Referred: The bill H.R. 2552, to transfer the Tatum Salt Dome Property to the State of Mississippi to be designated by the State as the Jamie Whitten Wilderness Area, was re-referred to the Committee on National Security.

Page 32627

Caucus Membership: Read a letter from the Chairman of the Democratic Caucus wherein he stated that Representative Parker was no longer a member of the Democratic Caucus.

Page 32627

Committee Membership: Read letters from the Speaker wherein he advised the Chairman of the Committees on Transportation and Infrastructure and Budget that Representative Parker's previous election to those committees had been vacated.

Page 32627

Two-thirds Vote Waiver: House agreed to H. Res. 265, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

Page 32627

Further Continuing Appropriations: By a yea-and-nay vote of 277 yeas to 151 nays, Roll No. 802, the House passed H.J. Res. 122, making further continuing appropriations for the fiscal year 1996.

Page 32716

Rejected the Obey motion to recommit the joint resolution to the Committee on Appropriations with instructions to report the joint resolution back forthwith containing an amendment that reduces the minimum level for funding operations from 40 percent to 10 percent and inserts language in title III that would provide that tax cuts will start after the budget is balanced; that there be no reductions in education; that there be no alterations in the Medicare program; and that no money be appropriated and no targeted tax benefit be provided that is not subject to a line item veto in providing a commitment to a seven-year balanced budget (rejected by a yea-and-nay vote of 187 yeas to 241 nays, Roll No. 801).

Page 32727

H. Res. 270, the rule under which the joint resolution was considered, was agreed to earlier by a yea-and-nay vote of 249 yeas to 176 nays, Roll No. 800).

Page 32629

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Resources, Science, Transportation and Infrastructure, Veterans Affairs, and Select Intelligence.

Page 32730

Recess: House recessed at 12:10 a.m. and reconvened at 1:10 a.m.

Page 32730

Senate Messages: Messages received from the Senate today appear on pages 32572, 32627.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule today appear on page 33278.

Quorum Calls-Votes: Seven yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 32583, 32591, 325592, 32600, 32610, 32626, 32637, 32728, 32729. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 1:11 a.m., November 16.

Committee Meetings

TRITIUM PRODUCTION

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on Tritium Production and the Report of the Speaker's Task Force entitled "Getting on with Tritium Production". Testimony was heard from Representatives Graham and Ensign; Charles Curtis, Deputy Secretary, Department of Energy; Paul Lisowski, Project Leader, Accelerator Production of Tritium, Los Alamos National Laboratory; and public witnesses.

ALLEGATIONS OF FDA ABUSES OF AUTHORITY

Committee on Commerce: Subcommittee on Oversight and Investigations continued hearings on Allegations of FDA Abuses of Authority. Testimony was heard from David A. Kessler, M.D., Commissioner, FDA, Department of Health and Human Services.

FEDERAL-AID FACILITY PRIVATIZATION ACT

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on H.R. 1907, Federal-Aid Facility Privatization Act of 1995. Testimony was heard from Representative McIntosh; Michael B. Cook, Director, Office of Wastewater Management, Office of Water, EPA; and public witnesses.

POSTAL REORGANIZATION ACT

Committee on Government Reform and Oversight: Subcommittee on the Postal Service held a hearing on "The Postal Reorganization Act Twenty-Five Years Later: Time For A Change?". Testimony was heard from Representatives Crane and Rohrabacher; Anthony M. Frank, former Postmaster General; Patti Birge Tyson, former Commissioner, Postal Rate Commission; Murray Comarow, former Executive Director, Kappel Commission and former Senior Assistant Postmaster General; and the following representatives of the Congressional Research Service, Library of Congress: Donald W. Kiefer, Chief, Economics Division; Bernard A. Gelb, Specialist in Industry Economics, Economics Division; Frederick M. Kaiser, Specialist in American National Government, Government Division; Bernevia M. McCalip, Analyst in Business and Government Relations, Economics Division; Carolyn Merck, Specialist in Social Legislation, Education and Public Welfare Division; and Thomas J. Nicola, Legislative Attorney, American Law Division.

COMMITTEE BUSINESS

Committee on House Oversight: Met to consider pending Committee business.

BOSNIA

Committee on International Relations: Held a hearing on Human Rights, Refugees, and War Crimes: The Prospects for Peace in Bosnia. Testimony was heard from public witnesses.

SOUTH PACIFIC—NUCLEAR ISSUES

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing on Nuclear Issues in the South Pacific. Testimony was heard from Thomas E. McNamara, Assistant Secretary, Political-Military Affairs, Department of State; and public witnesses.

FEDERAL LAW ENFORCEMENT

Committee on the Judiciary: Subcommittee on Crime held a hearing on Nature, Extent, and Proliferation of Federal Law Enforcement: Part 1, An Introduction and Overview. Testimony was heard from the following officials of the Office of Administration of Justice Issues, GAO: Norman J. Rabkin, Director; and Weldon McPhail, Assistant Director; the following former Attorney Generals: Griffin Bell; and Dick Thornburgh; and Salvatore R. Martoche, former Assistant Secretary, Enforcement, Department of the Treasury.

UNITED STATES GROUND FORCES IN BOSNIA

Committee on the National Security: Continued hearings on the proposed deployment of United States ground forces to Bosnia. Testimony was heard from Jeane J. Kirkpatrick, former Permanent Representatives of the United States to the United Nations; and a public witness.

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 33, Stuttgart National Aquaculture Research Center Act of 1995; H.R. 2243, amended, Trinity River Basin and Wildlife Management Reauthorization Act of 1995; and H.R. 1784, amended, to validate certain conveyances made by the Southern Pacific Transportation Company within the cites of Reno, Nevada, and Tulare, California.

The Committee began markup of H.R. 2402, Snowbasin Land Exchange Act of 1995.

Will continue tomorrow.

LOBBYING DISCLOSURE ACT

Committee on Rules: Committee granted, by voice vote, a rule providing 2 hours of debate on H.R. 2564, Lobbying Disclosure Act of 1995. The rule waives clause 2(l)(6) of rule XI (three day layover) against consideration of the bill. All points of order are waived against any amendment printed in the report of the Committee on Rules. The rule provides one motion to recommit, with or without instructions. The rule further provides that if the House passes a bill that is identical to the Senate bill, it will be in order to consider the Senate bill in the House without the intervention of any point of order. Finally, the rule provides one motion to recommit on the Senate bill. Testimony was heard from Representatives Canady, Clinger, Shays, Mica, Istook, English of Pennsylvania, Fox of Pennsylvania, McIntosh, Weller, Bryant of Texas, Dingell, and Traficant.

GIFT REFORM

Committee on Rules: Granted, by voice vote, a rule providing for consideration in the House without intervening point of order of H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform, as modified by the Committee amendments printed in the resolution. The rule provides that the previous question is considered as ordered to adoption of the resolution, as modified, without intervening motion except as provided below. The rule provides 30 minutes of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Rules. The rule provides for consideration of the amendment printed in the report of the Rules Committee if offered by Representative Burton of Indiana or his designee, debatable for 30 minutes divided between the proponent and an opponent. The rule further provides that, if the amendment by Representative Burton or his designee is not agreed to, it is in order to consider the amendment printed in the report of the Committee on Rules if offered by Representative Gingrich of Georgia or his designee, debatable for 30 minutes. Finally, the rule waives all points of order against the amendment printed in the report. Testimony was heard from Representatives Burton of Indiana, Shays, Barrett of Wisconsin, and Minge.

FURTHER CONTINUING APPROPRIATIONS

Committee on Rules: Granted, by a vote of 6 to 4, a rule providing for one hour of general debate in the House, without the intervention of any point of order, H.J. Res. 122, making further continuing appropriations for the fiscal year 1996. The rule provides that the previous question is considered as ordered without intervening motion except one motion to recommit, which may include instructions only if offered by the Minority Leader or his designee. Testimony was heard from Chairman Livingston and Representatives Obey and Jackson-Lee.

DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against the conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

NATIONAL INFORMATION INFRASTRUCTURE COPYRIGHT PROTECTION ACT

Joint Hearing: Senate Committee on the Judiciary concluded joint hearings with the House Committee on the Judiciary's Subcommittee on Courts and Intellectual Property on S. 1284 and H.R. 2441, bills to adapt the copyright law to the digital, networked environment of the National Information Infrastructure, after receiving testimony from Bruce A. Lehman, Assistant Secretary of Commerce/Commissioner of Patents and Trademarks and Chair, Working Group on Intellectual Property Rights, Information Infrastructure Task Force; Marybeth Peters, Register of Copyrights, Copyright Office, Library of Congress; and Mihaly Ficsor, World Intellectual Property Organization, Geneva, Switzerland.

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Thursday, November 16, 1995

Senate

Chamber Action

Routine Proceedings, pages 33289–33390

Measures Introduced: One bill and one resolution were introduced, as follows: S. 1417 and S. Res. 195.

Pages 33372, 33374

Measures Reported: Reports were made as follows:

S. 1331, to adjust and make uniform the dollar amounts used in title 18 to distinguish between grades of offenses, with an amendment in the nature of a substitute.

S. 1332, to clarify the application of certain Federal criminal laws to territories, possessions, and commonwealths, with an amendment in the nature of a substitute.

Page 33372

Measures Passed:

Further Continuing Appropriations: By 60 yeas to 37 nays (Vote No. 581), Senate passed H.J. Res. 122, making further continuing appropriations for the fiscal year 1996, after taking action on amendments proposed thereto, as follows:

Pages 33289, 33359

Rejected:

(1) Daschle Amendment No. 3055, in the nature of a substitute. (By 53 yeas to 46 nays (Vote No. 577), Senate tabled the amendment.)

Page 33304

(2) Hollings Amendment No. 3056, to reaffirm the commitment of the Congress not to use the surpluses in the Social Security Trust Fund to mask the true size of the deficit in any plan for a balanced budget. (By 53 yeas to 46 nays (Vote No. 578), Senate tabled the amendment.)

Page 33315

Daschle Amendment No. 3057, in the nature of a substitute. (By 52 yeas to 45 (Vote No. 580), Senate tabled the Amendment.)

Pages 33335, 33359

Department of Defense Appropriations—Conference Report: By 59 yeas to 39 nays (Vote No. 579), Senate agreed to the conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996, clearing the measure for the President.

Pages 33324, 33335

National Highway System Designation Act Conference Report—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the conference report on S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System, on Friday, November 17, 1995.

Page 33383

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting, a report of proposed legislation making further continuing appropriations for the fiscal year 1996; to the Committee on Appropriations. (PM–96).

Page 33371

Messages From the President: **Page 33371**

Messages From the House: **Page 33371**

Communications: **Page 33371**

Petitions: **Page 33371**

Executive Reports of Committees: **Page 33372**

Statements on Introduced Bills: **Page 33372**

Additional Cosponsors: **Page 33374**

Amendments Submitted: **Page 33375**

Additional Statements: **Page 33375**

Record Votes: Five record votes were taken today. (Total–581) **Pages 33315, 33334, 33358, 33365, 33367**

Recess: Senate convened at 9 a.m., and recessed at 10:09 p.m., until 10 a.m., on Friday, November 17, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on pages 33383, 33390.)

Committee Meetings

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

H.R. 665, to control crime by mandatory victim restitution, with an amendment in the nature of a substitute;

S. 1331, to adjust and make uniform the dollar amounts used in Title 18 to distinguish between grades of offenses, with an amendment in the nature of a substitute;

S. 1332, to clarify the application of certain Federal criminal laws to territories, possessions, and commonwealths, with an amendment in the nature of a substitute;

S. Res. 146, designating the week beginning November 19, 1995, and the week beginning on November 24, 1996, as "National Family Week"; and

The nominations of D. W. Bransom, Jr., to be United States Marshal for the Northern District of Texas, Frank Policaro, Jr., to be United States Marshal for the Western District of Pennsylvania, and Joseph Francis Baca, of New Mexico, Robert Nelson Baldwin, of Virginia, David Allen Brock, of New Hampshire, and Florence K. Murray, of Rhode Island, each to be a Member of the Board of Directors of the State Justice Institute.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 2646–2655; 1 private bill, H.R. 2656 were introduced.

Page 33499

Reports Filed: Reports were filed as follows:

H. Res. 272, authorizing a specified correction in the form of the conference report on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, and waiving points of order against the corrected conference report (H. Rept. 104–348); and

H. Res. 273, providing for consideration of H.R. 2606, to prohibit the use of funds appropriated to the Department of Defense from being used for the deployment on the ground of United States Armed Forces in the Republic of Bosnia and Herzegovina as part of any peacekeeping operation, or as part of any implementation force, unless funds for such deployment are specifically appropriated by law (H. Rept. 104–349).

Page 33499

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Inglis of South Carolina to act as Speaker pro tempore for today.

Page 33391

Appeal of Ruling of Chair: By a yea-and-nay vote of 231 yeas to 173 nays, Roll No. 803, the House agreed to the Kingston motion to table an appeal of a ruling of the Chair.

Page 33395

Defense Appropriations: By a yea-and-nay vote of 270 yeas to 158 nays, Roll No. 806, the House agreed to the conference report on H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Page 33405

By a yea-and-nay vote of 121 yeas to 307 nays, Roll No. 805, rejected the Obey motion to recommit the conference report to the committee of conference with instructions that the House conferees insist on the inclusion of language prohibiting obligation of funds for payment on new contracts on which allowable costs charged to the Government include payments for individual compensation at a rate in excess of $200,000 per year.

Page 33417

H. Res. 271, the rule which waived points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 372 yeas to 55 nays, Roll No. 804.
Page 33397

House Gift Reform: By a recorded vote of 422 ayes to 6 noes, the House agreed to H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform.
Page 33427

Agreed to the Solomon amendment that bans acceptance of all gifts and meals; eliminates the exemption for token donations of home-State products; removes conditions on accepting free attendance for a companion at a public event; restores the 4-day allowance for official travel within the United States; and removes conditions on travel expenses for family members (agreed to by a recorded vote of 422 ayes to 8 noes, Roll No. 808).
Page 33442

Rejected the Burton of Indiana amendment in the nature of a substitute that sought to retain the current cumulative limit of $250 in gifts from a single source in a year; require disclosure of all gifts or meals over $50, and count them toward the $250 annual cap; permit House personnel to accept free admission or travel expenses to a public event only if the actual sponsor pays and they either participate or attend in some official capacity; and permit free attendance at charity events, along with travel and lodging, if the sponsor was a 501(c)(3) organization and was paying the Members' expenses, more than 50 percent of the proceeds would go to charity and the Member's participation contributed in a tangible way to the success of the event (rejected by a yea-and-nay vote of 154 yeas to 276 nays, Roll No. 807).
Page 33435

H. Res. 268, the rule under which the resolution was considered, was agreed to earlier by a voice vote.
Page 33419

Lobbying Disclosure: House completed all general debate and began consideration of amendments on H.R. 2564, to provide for the disclosure of lobbying activities to influence the Federal Government; but came to no resolution thereon. Consideration of amendments will resume at a later date.
Page 33454

Pending when the Committee on the Whole rose were the following amendments on which recorded votes were postponed:

The Fox amendment that seeks to prohibit registered lobbyists from giving gifts to Members, officers, and employees of Congress;
Page 33472

The Clinger amendment that seeks to prohibit Federal agencies from using appropriated funds to promote public support or opposition for a legislative proposal;
Page 33475

The English of Pennsylvania amendment that seeks to impose a lifetime ban on lobbying for a foreign interest on the Secretary of Commerce and the Commissioner of the International Trade Commission; and
Page 33482

The Weller amendment that seeks to require registered lobbyists to disclose any honoraria they pay to members of the media.
Page 33485

The Kaptur amendment was offered but subsequently withdrawn that sought to place a 5-year restriction on certain former Government officers and employees from representing or advising, for compensation, certain foreign entities in matters in which the United States is a party or has a direct and substantial interest.
Page 33480

H. Res. 269, the rule under which the bill is being considered, was agreed to earlier by a voice vote.
Page 33451

Meeting Hour: Agreed that the House will meet at 9:30 a.m. on Friday, October 17.
Page 33480

Presidential Message—Continuing Appropriations: Read a message from the President wherein he transmits proposed legislation to extend the continuing resolution that expired on November 13, 1995—referred to the Committees on Appropriations and Government Reform and Oversight and ordered printed (H. Doc. 104–135).
Page 33496

Quorum Calls—Votes: Five yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 33395, 33405, 33417, 33440, 33449, 33450. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:59 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Commerce: Subcommittee on Health and Environment approved for full committee action the following bills: H.R. 325, to amend the Clean Air Act to provide for an optional provision for the reduction of work-related vehicle trips and miles traveled in ozone nonattainment areas designated as severe; and H.R. 1787, to amend the Federal Food, Drug, and Cosmetic Act to repeal the saccharin notice requirements.

OLDER AMERICANS AMENDMENTS

Committee on Economic and Educational Opportunities: Subcommittees on Early Childhood, Youth and Families approved for full Committee action amended H.R. 2570, Older Americans Amendments of 1995.

MEDICARE TRANSACTION SYSTEM STATUS

Committee on Government Reform and Oversight: Subcommittee on Human Resources and Intergovernmental Relations and the Subcommittee on Government Management, Information, and Technology held a joint hearing on the Status of the Medicare Transaction System: The Health Care Financing Administration's Planned Data System to Control Fraud/Abuse. Testimony was heard from the following officials of the Health Care Financing Administration, Department of Health and Human Services: Bruce C. Vladek, Administrator; and Carol Walton, Director, Bureau of Program Operations; the following officials of the GAO: Frank Reilly, Director, Information Management and Technology Division; and Christopher Hoenig, Director, Information Management Policy Issues; and public witnesses.

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Continued hearings on Campaign Finance Reform, with emphasis on Political Action Committees. Testimony was heard from Representatives Gilchrest, Dickey, Maloney, Lewis of Georgia, White, and Gutierrez; and public witnesses.

SNOWBASIN LAND EXCHANGE ACT

Committee on Resources: Ordered reported amended H.R. 2402, Snowbasin Land Exchange Act of 1995.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power Resources held a hearing on the following: H.R. 1232, Reclamation Facilities Transfer Act; H.R. 2609, Texas Reclamation Projects Indebtedness Purchase Act; and H.R. 2644, Missouri River Basin, Pick-Sloan Projects Facility Transfers Act. Testimony was heard from Representatives Skeen and Laughlin; and public witnesses.

BOSNIA

Committee on Rules: Granted, by voice vote, a modified closed rule providing for one hour of general debate on H.R. 2606, to prohibit the use of funds appropriated to the Department of Defense from being used for the deployment on the ground of United States Armed Forces in the Republic of Bosnia and Herzegovina as part of any peacekeeping operation, or as part of any implementation force, unless funds for such deployment are specifically appropriated by law. All points of order are waived against the consideration of the bill. The rule provides one motion to amend by the Minority Leader or his designee, which shall be in order without demand for division of the question, shall be considered as read and shall be debatable for one hour equally divided and controlled between a proponent and an opponent. The rule provides that if the minority amendment is not offered, debate time shall be extended for an additional hour. Finally, the rule provides one motion to recommit, with instructions only offered by the Minority Leader or his designee. Testimony was heard from Representatives Hefley, Dornan, Buyer, Bartlett, Cox, Rohrabacher, and Metcalf.

CONFERENCE REPORT—SEVEN YEAR BALANCED BUDGET RECONCILIATION ACT

Committee on Rules: Committee granted, by a vote of 9 to 4, a rule to vacate the proceedings by which the conference report on H.R. 2491, Seven-Year Balanced Budget Reconciliation Act was filed and authorizes the managers to immediately refile the report in the form actually signed and ordered reported, with the corrected part printed in section 3 of the rule. The rule provides that the existing signatures of the conferees shall remain valid as authorizing the presentation of the conference report to the House in its corrected form. The rule waives all points of order against the new conference report and its consideration; and the conference report shall be considered as read. The rule provides two hours of general debate equally divided and controlled between the chairman and ranking minority member of the Committee on the Budget. The rule provides one motion to recommit which may not contain instructions. Finally, the rule provides that following the disposition of the conference report no further action on the bill is in order except by subsequent order of the House. Testimony was heard from Chairman Kasich and Representatives Sabo and Gibbons.

GLOBAL CLIMATE CHANGE

Committee on Science: Subcommittee on Energy and Environment held a hearing on Climate Models and Projections of Potential Impacts of Global Climate Change. Testimony was heard from Peter F. Guerrero, Director, Environmental Protection Issues, Resources, Community, and Economic Development Division, GAO; Jerry Mahlman, Director, Geophysical Fluid Dynamics Laboratory, NOAA, Department of Commerce; David Gardner, Office of Policy, Planning, and Evaluation, EPA; Robert T. Watson, Associate Director of Environment, Office of Science and Technology Policy; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MEASURES AND RESOLUTIONS

Committee on Transportation and Infrastructure: Ordered reported the following: H.R. 2594, Railroad Unemployment Insurance Amendments Act of 1995; H.R. 308, Hopewell Township Investment Act of 1995; H.R. 255, to designate the Federal Justice Building in Miami, FL, as the "James Lawrence King Federal Justice Building;" H.R. 395, to designate the U.S. courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, NV, as the "Bruce R. Thompson United States Courthouse and Federal Building;" H.R. 653, to designate the U.S. courthouse under construction in White Plains, NY, as the "Thurgood Marshall United States Courthouse;" H.R. 840, to designate the Federal building and U.S. courthouse located at 215 South Evans Street in Greenville, NC, as the "Walter B. Jones Federal Building and United States Courthouse;" H.R. 869, as amended, to designate the Federal building and U.S. courthouse located at 125 Market Street in Youngstown, OH, as the "Thomas D. Lambros Federal Building and U.S. Courthouse;" H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, KY, as the "Romano L. Mazzoli Federal Building;" H.R. 1804, to designate the U.S. Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, AR as the "Judge Isaac C. Parker Federal Building;" and H.R. 2636, to transfer jurisdiction over certain parcels of Federal real property located in the District of Columbia.

The Committee also approved 52 GSA resolutions.

FUTURE OF TECHNOLOGY—IC21

Permanent Select Committee on Intelligence: Continued hearings on IC21: The Intelligence Community in the 21st Century. Testimony was heard from Lt. Gen. James J. Clapper (Ret.), former Director of the Defense Intelligence Agency, Department of Defense, and the following former Deputy Directors, CIA: Richard J. Kerr and John N. McMahon.

Joint Meetings

ALASKA NATIVES

Joint Hearing: Senate Committee on Energy and Natural Resources and the Senate Committee on Indian Affairs concluded joint oversight hearings with the House Committee on Resources to examine the Federal-State Alaska Natives Commission report to Congress transmitted in May 1994 on the status of Alaska natives, after receiving testimony from Alaska Governor Tony Knowles, Juneau; Mary Jane Fate and John Schaeffer, both on behalf of the Alaska Natives Commission, Fairbanks; Julie E. Kitka and Harold Napoleon, both of Anchorage, Alaska, Walter Soboleff, Juneau, Alaska, and Rachael Craig, Kotzebue, Alaska, all on behalf of the Alaska Federation of Natives; Melissa Berns, Alaska Federation of Natives Youth Council, Old Harbor, Alaska; Sarah Scanlon, NANA Regional Corporation, Kotzebue, Alaska; and Doug Webb, Alyeska Pipeline Service Company, Anchorage, Alaska.

APPROPRIATIONS—VA/HUD

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996.

APPROPRIATIONS—DEFENSE

Conferees on Wednesday, November 15, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2126, making appropriations for the Department of Defense for the fiscal year ending September 30, 1996.

BUDGET RECONCILIATION

Conferees on Wednesday, November 15, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996.

NATIONAL HIGHWAY SYSTEM DESIGNATION ACT

Conferees on Wednesday, November 15, agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System.

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Friday, November 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 33511–33735

Measures Introduced: Six bills were introduced, as follows: S. 1418–1423.

Page 33647

Measures Reported: Reports were made as follows:

S. 755, to amend the Atomic Energy Act of 1954 to provide for the privatization of the United States Enrichment Corporation, with an amendment in the nature of a substitute. (S. Rept. No. 104–173)

S. 1341, to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, Arizona, with amendments. (S. Rept. No. 104–174)

Page 33647

Measures Passed:

Coast Guard Authorizations: Senate passed S. 1004, to authorize appropriations for the United States Coast Guard, after agreeing to a committee amendment in the nature of a substitute, and agreeing to the following amendments proposed thereto:

Page 33673

Adopted:

(1) Lott (for Stevens) Amendment No. 3058, to make technical corrections.

Page 33706

(2) Lott (for Stevens) Amendment No. 3059, to clarify the financial responsibility requirements for offshore facilities.

33707

(3) Lott (for Kerry) Amendment No. 3060, to provide for the deauthorization of a navigation project in Cohasset Harbor, Massachusetts.

Page 33710

National Family Week: Committee on the Judiciary was discharged from further consideration of S. Res. 146, designating the week beginning November 19, 1995, and the week beginning on November 24, 1996, as "National Family Week", and the resolution was then agreed to.

Page 33734

National Highway System Designation Act—Conference Report: By 80 yeas to 16 nays (Vote No. 582), Senate agreed to the conference report on S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System.

Page 33511

Budget Reconciliation—Conference Report: By 52 yeas to 47 nays (Vote No. 584), Senate receded from its amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996, and concurred therein with a further amendment. (Pursuant to the Budget Act, that amendment is the text of the conference report (H. Rept. No. 104–350), excluding the provisions stricken on the point of order, listed below.)

Pages 33535, 33554

During consideration of this measure today, Senate also took the following action:

By 54 yeas to 45 nays (Vote No. 583), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to waive the Congressional Budget Act with respect to consideration of Section 1853(f) of the Social Security Act as added by Section 8001 of the bill. Subsequently, a point of order that the bill was in violation of section 313(b)(1) (A) and (D) of the Congressional Budget Act was sustained, and the provisions were stricken from the bill.

Page 33625

Securities Litigation Reform Act: Senate insisted on its amendments to H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators D'Amato, Gramm, Bond, Grams, Domenici, Sarbanes, Dodd, Kerry, and Bryan.

Page 33673

Messages From the House: **Page 33646**

Communications: **Page 33646**

Statements on Introduced Bills: **Page 33647**

Additional Cosponsors: **Page 33659**

Amendments Submitted: **Page 33659**

Authority for Committees: **Page 33667**

Additional Statements: **Page 33667**

Record Votes: Three record votes were taken today. (Total–584) **Pages 33535, 33637, 33641**

Recess: Senate convened at 10 a.m., and recessed at 10:07 p.m., until 9:15 a.m., on Saturday, November 18, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 33735.)

Committee Meetings

PARTIAL-BIRTH ABORTION BAN

Committee on the Judiciary: Committee concluded hearings on H.R. 1833, to ban partial-birth abortions, after receiving testimony from Douglas W. Kmiec, University of Notre Dame, Notre Dame, Indiana, former Assistant Attorney General, Office of Legal Counsel, Department of Justice; Pamela Smith, Mount Sinai Hospital Medical Center, Chicago, Illinois; Mary Campbell, Planned Parenthood of Metropolitan Washington, Helen Alvare, National Conference of Catholic Bishops, and Louis Michael Seidman, Georgetown University Law Center, all of Washington, D.C.; J. Courtland Robinson, Johns Hopkins School of Medicine, Baltimore, Maryland; Norig Ellison, American Society of Anesthesiologists, Philadelphia, Pennsylvania; Nancy G. Romer, Wright State University School of Medicine, Dayton, Ohio; Brenda Shafer, Franklin, Ohio; Coreen Costello, Agoura, California; Viki Wilson, Fresno, California; and Jeannie Wallace French, Oak Park, Illinois.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 2657–2662; 1 private bill, H.R. 2663; and 7 resolutions, H.J. Res. 123–124, H. Con. Res. 114–115, and H. Res. 274, 277–278 were introduced.

Page 33894

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996 (H. Rept. 104–350);

H. Res. 275, providing for consideration of motions to suspend the rules (H. Rept. 104–351); and

H. Res. 276, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 104–352); and

Conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996 (H. Rept. 104–353).

Page 33868

Committee To Sit: The Committee on Commerce and its subcommittees received permission to sit today during the proceedings of the House under the 5-minute rule.

Page 33741

Balanced Budget Act: By a yea-and-nay vote of 237 yeas to 189 nays, Roll No. 812, the House agreed to the conference report on H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996.

Page 33750

H. Res. 272, the rule which waived certain points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 230 yeas to 193 nays, Roll No. 810.

Page 33741

Bosnia Deployment: By a recorded vote of 243 ayes to 171 noes, with 2 voting "present", Roll No. 814, the House passed H.R. 2606, to prohibit the use of funds appropriated to the Department of Defense from being used for the deployment on the ground of United States Armed Forces in the Republic of Bosnia and Herzegovina as part of any peacekeeping operation, or as part of any implementation force, unless funds for such deployment are specifically appropriated by law.

Page 33818

H. Res. 273, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 239 yeas to 181 nays, Roll No. 813.

Page 33801

Question of Privilege of the House: By a recorded vote of 219 ayes to 177 noes, with 10 voting "present", Roll No. 815, the House agreed to the Armey motion to table H. Res. 277, a privileged resolution.

Page 33846

Meeting Hour: House agreed to meet at 9 a.m. on Saturday, November 18.

Page 33847

Senate Message: Message received from the Senate today appears on pages 33801, 33866.

Quorum Calls—Votes: One quorum call (Roll No. 811), three yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 33750, 33775, 33800, 33818, 33845, 33846.

Adjournment: Met at 9:30 a.m. and adjourned at 11:59 p.m.

Committee Meetings

DEPARTMENT OF ENERGY: MISUSE OF FEDERAL FUNDS

Committee on Commerce: Subcommittee on Energy and Power and the Subcommittee on Oversight and Investigations held a joint hearing on the Department of Energy: Misuse of Federal Funds. Testimony was heard from Hazel R. O'Leary, Secretary of Energy.

WAIVERS

Committee on Rules: Granted, by voice vote, a resolution waiving clause 4(b) of rule XI (requiring two-thirds vote to consider a rule on the same day as it is reported from the Committee on Rules) against the same day consideration of resolutions reported from the Committee on or before the legislative day of November 23, 1995. The resolution covers special rules that provides for the consideration or disposition of the bill (H.R. 2491) providing for reconciliation pursuant to sec. 105 of the concurrent resolution on the budget for fiscal year 1996, any amendment, any conference report or any amendment reported in disagreement from a conference report thereon; and to the consideration or disposition of any measure making general appropriations for the fiscal year ending September 30, 1996.

CONFERENCE REPORTS—CORRECTIONS IN ENROLLMENTS

Committee on Rules: Granted, by voice vote, a rule providing for the adoption of a House Concurrent Resolution correcting the enrollment of the Conference Report to accompany H.R. 2020 (Treasury/Postal Service Appropriations for fiscal year 1996) to include the enrolled copy of H.R. 2492 (Legislative Branch Appropriations for fiscal year 1996). Testimony was heard from Representative Hoyer.

MOTION TO SUSPEND THE RULES

Committee on Rules: Granted, by voice vote, a resolution providing that suspensions will be in order on Saturday, November 18, 1995 and that the object of any motion to suspend the rules is announced from the House floor at least 1 hour prior to its consideration. The Speaker or his designee shall consult with the Minority Leader or his designee on any matter designated for consideration under this resolution.

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Saturday, November 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 33911–33959

Measures Reported: Reports were made as follows:

S. 1396, to amend title 49, United States Code, to provide for the regulation of surface transportation, with an amendment in the nature of a substitute.

Page 33957

Messages From the House: **Page 33956**

Measures Referred: **Page 33957**

Additional Statements: **Page 33957**

Adjournment: Senate convened at 9:15 a.m., and adjourned at 6:53 p.m., until 2:30 p.m., on Sunday, November 19, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page 33959.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 2664–2666; and 2 resolutions, H.J. Res. 125–126 were introduced.

Page 34005

Report Filed: One report was filed as follows: H. Res. 280 waiving points of order against the conference report on H.R. 2009, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996 (H. Rept. 104–355).

Page 34005

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Goodlatte to act as Speaker pro tempore for today.

Page 33960

Three-Day Rule Waiver: House agreed to H. Res. 276, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

Page 33960

Motion To Proceed: By a yea-and-nay vote of 199 yeas to 189 nays with 26 voting "present," the House agreed to the DeLay motion that Representative Mica be permitted to proceed in order.

Page 33974

Consideration of Suspensions: House agreed to H. Res. 275, providing for consideration of motions to suspend the rules. Agreed to order the previous question on the rule by a yea-and-nay vote 247 yeas to 169 nays, Roll No. 817.

Page 33968

Budget Reconciliation: House agreed to H. Res. 279, providing for the consideration of the Senate amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996.

Page 33979

Recess: House recessed at 12:45 p.m. and reconvened at 1:20 p.m.

Page 33981

National Highway System Designation: House agreed to the conference report on S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System—clearing the measure for the President.

Page 33981

Targeted Continuing Resolution: By a yea-and-nay vote of 416 yeas, Roll No. 818, the House voted to suspend the rules and pass H.J. Res. 123, making further continuing appropriations for the fiscal year 1996.

Page 33995

Motion To Adjourn: By a yea-and-nay vote of 32 yeas to 361 nays with 1 voting "present," Roll No. 819, the House failed to agree to the Linder motion to adjourn.

Page 33996

Senate Messages: Message received from the Senate today appears on page 33967.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 33974, 33978, 33995, 33996.

Recess: House recessed at 3:14 p.m. and reconvened at 10 p.m.; and recessed at 10:01 p.m. until 9 a.m. Sunday, November 19.

Committee Meetings

VA–HUD APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996; and against its consideration. The rule further provides that if the conference report is adopted, then a motion that the House insist on its disagreement to Senate amendment 63 shall be considered as adopted. Testimony was heard from Representative Lewis of California.

BALANCED BUDGET RECONCILIATION ACT

Committee on Rules: Granted, by voice vote, a rule providing for taking from the Speaker's table without intervening point of order H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1966; with the Senate amendment thereto. The rule provides for the consideration of a motion by the Budget Committee chairman to concur in the Senate amendment. The motion and the amendment are considered as read. The rule provides one hour of debate on the motion divided between the proponent and an opponent. The previous question is considered ordered to final adoption without intervening motion.

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Sunday, November 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 34006–34035

Measures Introduced: One bill was introduced, as follows: S. 1424.

Page 34027

Measures Passed:

Further Continuing Appropriations: Senate passed H.J. Res. 123, making further continuing appropriations for the fiscal year 1996, after agreeing to the following amendment proposed thereto:

Page 34022

Dole Amendment No. 3061, in the nature of a substitute.

Page 34022

Further Continuing Appropriations: By unanimous-consent agreement, Senate vitiated earlier passage of H.J. Res. 122, making further continuing appropriations for the fiscal year 1996, and again passed the measure, after agreeing to the following amendment proposed thereto:

Page 34024

Dole Amendment No. 3062, in the nature of a substitute.

Page 34024

Measures Placed on Calendar: **Page 34027**

Statements on Introduced Bills: **Page 34027**

Additional Cosponsors: **Page 34030**

Amendments Submitted: **Page 34030**

Adjournment: Senate convened at 2:30 p.m., and adjourned at 7:28 p.m., until 10:30 a.m., on Monday, November 20, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 34035.)

House of Representatives

Chamber Action

Bills Introduced: Four public bills, H.R. 2664–2667, and 2 resolutions, H.J. Res. 125–126, were introduced.

Pages 34004, 34038

Report Filed: One report was filed as follows: H. Res. 280 waiving points of order against the conference report on H.R. 2009, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996 (H. Rept. 104–355).

Page 34004

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Goodlatte to act as Speaker pro tempore for today.

Page 33960

Three-Day Rule Waiver: House agreed to H. Res. 276, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

Page 33960

Motion To Proceed: By a yea-and-nay vote of 199 yeas to 189 nays with 26 voting "present," the House agreed to the DeLay motion that Representative Mica be permitted to proceed in order.

Page 33974

Consideration of Suspensions: House agreed to H. Res. 275, providing for consideration of motions to suspend the rules. Agreed to order the previous question on the rule by a yea-and-nay vote 247 yeas to 169 nays, Roll No. 817.

Page 33968

Budget Reconciliation: House agreed to H. Res. 279, providing for the consideration of the Senate amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1966.

Page 33979

Recess: House recessed at 12:45 p.m. and reconvened at 1:20 p.m.

Page 33981

National Highway System Designation: House agreed to the conference report on S. 440, to amend title 23, United States Code, to provide for the designation of the National Highway System—clearing the measure for the President.

Page 33981

Targeted Continuing Resolution: By a yea-and-nay vote of 416 yeas, Roll No. 818, the House voted to suspend the rules and pass H.J. Res. 123, making further continuing appropriations for the fiscal year 1996.

Page 33988

Motion To Adjourn: By a yea-and-nay vote of 32 yeas to 361 nays with 1 voting "present," Roll No. 819, the House failed to agree to the Linder motion to adjourn.
Page 33996

Recesses: House recessed at 3:14 p.m. and reconvened at 10 p.m.; recessed at 10:01 p.m. and reconvened at 9 a.m. Sunday, November 19; recessed at 9:01 a.m. and reconvened at 4 p.m. and recessed at 4:01 p.m.; and reconvened at 8:40 p.m.
Pages 33997, 34036

Further Continuing Appropriations: House agreed to the Livingston motion to agree to the Senate amendment to H.J. Res. 123, making further continuing appropriations for the fiscal year 1996—clearing the measure for the President.
Page 34036

Meeting Hour: Agreed that the House will meet at 12:30 p.m. on Monday, November 20.
Page 34038

Senate Messages: Messages received from the Senate appear on pages 33967, 34036.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 33974, 33978, 33995, 33996. There were no quorum calls.

Adjournment: Met at 9 a.m. and adjourned at 8:45 p.m. on Sunday, November 19.

◆ ◆ ◆

Monday, November 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 34039–34052

Measures Introduced: Two resolutions were introduced, as follows: S. Con. Res. 32 and 33.
Page 34049

Measures Reported: Reports were made as follows:

H.R. 529, to authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming. (S. Rept. No. 104–175)
Page 34049

Measures Passed:

Adjournment Resolution: Senate agreed to S. Con. Res. 32, providing for a conditional recess or adjournment of the Senate on Monday, November 20, 1995, until Monday, November 27, 1995, and a conditional adjournment of the House on the legislative day of Monday, November 20, 1995, or Tuesday, November 21, 1995, until Tuesday, November 28, 1995.
Page 34041

Expressing Thanks to George M. White: Senate agreed to S. Con. Res. 33, expressing the thanks and good wishes of the American people to the Honorable George M. White on the occasion of his retirement as the Architect of the Capitol.
Page 34043

VA/HUD Appropriations Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 2099, making appropriations for the Department of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, on Monday, November 27, 1995.
Page 34052

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Tuesday, November 21, 1995, from 10 a.m. to 3 p.m.
Page 34052

Messages From the House: **Page 34048**

Notices of Hearings: **Page 34049**

Additional Statements: **Page 34049**

Adjournment: Senate convened at 10:30 a.m. and, in accordance with S. Con. Res. 32, adjourned at 3 p.m., until 1 p.m., on Monday, November 27, 1995.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 2668–2677; and 1 private bill, H.R. 2678; and 2 resolutions, H. Res. 281–282 were introduced.
Page 34376

Report Filed: One report was filed as follows: H.R. 234, to amend title 11 of the United States Code to make nondischargeable a debt for death or injury caused by the debtor's operation of watercraft or aircraft while intoxicated, amended (H. Rept. 104–356).
Page 34376

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Ewing to act as Speaker pro tempore for today.
Page 34053

Recess: House recessed at 1:41 p.m. and reconvened at 2 p.m.

Page 34063

District Work Period: House agreed to S. Con. Res. 32, providing for the adjournment of the two Houses—clearing the measure.

Page 34068

Federal Judgeships Commencement: House agreed to suspend the rules and pass H.R. 2361, to amend the commencement date of certain Federal judgeships. Subsequently, S. 1328, a similar Senate-passed measure, was passed in lieu—clearing the measure for the President. H.R. 2361 was laid on the table.

Pages 34068

Further Continuing Appropriations: By a yea-and-nay vote of 421 yeas to 4 nays, with 1 voting "present", Roll No. 821, the House agreed to the Senate amendment to H.J. Res. 122, making further continuing appropriations for the fiscal year 1996—clearing the measure for the President.

Pages 34070, 34347

VA–HUD Appropriations: House agreed to H. Res. 280, waiving points of order against the conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996.

Page 34082

Balanced Budget Amendments: By a yea-and-nay vote of 235 yeas to 192 nays, Roll No. 820, the House agreed to the Senate amendment to H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996—clearing the measure for the President.

Page 34346

Designation of Speaker Pro Tempore: Read and accepted a letter from the Speaker wherein he designates Representative Emerson to act as Speaker pro tempore to sign enrolled bills and joint resolutions through November 28, 1995.

Page 34348

Legislative Program: The Majority Leader announced the legislative program for November 27.

Page 34348

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of November 29.

Page 34348

Extensions of Remarks: It was made in order that notwithstanding any adjournment of the House until Tuesday, November 28, 1995, all Members be permitted to extend their remarks and to include extraneous material in that section of the RECORD entitled "Extensions of Remarks".

Page 34348

Resignations—Appointments: It was made in order that notwithstanding any adjournment of the House until Tuesday, November 28, the Speaker and the Minority Leader be authorized to accept resignations and to make appropriations authorized by law or by the House.

Page 34348

Committee Resignations: Read a letter from the following Members wherein they advised the Chairman of the Democratic Caucus of their resignation: Representative Geren of Texas from the Science Committee and Representative Kennedy of Rhode Island from the Small Business Committee.

Page 34357

Committee Elections: House agreed to H. Res. 281, electing the following Members to the following standing committees:

To the Committee on Resources: Representative Markey to rank above Representative Rahall and Representative Kennedy of Rhode Island; and

To the Committee on Transportation and Infrastructure: Representative Geren of Texas to rank after Representative Costello.

Page 34357

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the 3rd calendar quarter of 1955, and reports for the second calendar quarter of 1995 received too late to be previously published, that were filed by persons engaged in lobbying activities appear in this issue of the CONGRESSIONAL RECORD.

Page 34378

Senate Messages: Message received from the Senate today appears on page 34063.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 34346, 34347. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and pursuant to the provisions of S. Con. Res. 62, adjourned at 9:07 p.m., until 12:30 p.m. on Tuesday, November 28.

Committee Meetings

POW/MIA ISSUES

Committee on National Security: Subcommittee on Military Personnel met to discuss the status of requested information and witnesses related to POW/MIA issues.

Monday, November 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 34488–34516

Measures Introduced: Two bills were introduced, as follows: S. 1425 and 1426. **Page 34505**

Measures Reported:

Reported on Tuesday, November 21, 1995, during the adjournment of the Senate:

Report to accompany S. 1396, to amend title 49, United States Code, to provide for the regulation of surface transportation. S. Rept. No. 104–176) **Page 34505**

Messages From the House: **Page 34505**

Measures Placed on Calendar: **Page 34505**

Communications: **Page 34505**

Petitions: **Page 34505**

Statements on Introduced Bills: **Page 34505**

Additional Cosponsors: **Page 34509**

Notice of Hearings: **Page 34509**

Additional Statements: **Page 34509**

Adjournment: Senate convened at 1 p.m., and adjourned at 4:53 p.m., until 10:30 a.m., on Tuesday, November 28, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 34514.)

Committee Meetings

FOREIGN BANKS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on issues involving the Daiwa Bank Trust Company and the supervision of foreign banks operating in the United States, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Ricki T. Helfer, Chairman, Federal Deposit Insurance Corporation; Neil D. Levin, New York State Banking Department, New York, on behalf of the International Bankers Advisory Council.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12:30 p.m. on Tuesday, November 28.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, November 28, 1995

Senate

Chamber Action

Routine Proceedings, pages 34518–34710

Measures Introduced: Six bills were introduced, as follows: S. 1427–1432. **Page 34676**

Measures Reported: Reports were made as follows:

S. 1136, to control and prevent commercial counterfeiting, with amendments. (S. Rept. No. 104–177) **Page 34676**

Measures Passed:

ICC Sunset Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof the text of S. 1396, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows: **Pages 34528, 34571**

Adopted:

(1) Pressler/Exon amendment No. 3063, to make technical corrections. **Page 34560**

Subsequently, the amendment was modified. **Page 34580**

(2) By a unanimous vote of 97 yeas (Vote No. 586), Byrd amendment No. 3066, to provide for a minimum penalty of 30 years of imprisonment and a maximum penalty of life imprisonment for the destruction of a motor vehicle or motor vehicle facility if a motor vehicle carrying high level nuclear waste or spent nuclear fuel is involved, or for wrecking or sabotaging a train that carries high-level nuclear waste or spent nuclear fuel. **Page 34573**

(3) Boxer amendment No. 3065, to provide for the comparable treatment of Federal employees and Members of Congress and the President during a fiscal hiatus.

Pages 34573, 34576

Rejected:

Dorgan/Bond amendment No. 3064, to establish certain competition standards with respect to mergers by railroad carriers. (By 62 yeas to 35 nays (Vote No. 585), Senate tabled the amendment.)

Pages 34563, 34573

Withdrawn:

Ashcroft amendment No. 3067, relating to the transportation of household goods by motor carriers.

Page 34580

Subsequently, S. 1396 was returned to the Senate Calendar.

Page 34611

Product Liability Fairness Act—Conferees: Senate insisted on its amendment to H.R. 956, to establish legal standards and procedures for product liability litigation, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Pressler, Gorton, Lott, Stevens, Snowe, Ashcroft, Hollings, Inouye, Ford, Exon, and Rockefeller.

Page 34685

Safe Drinking Water Act Reauthorization: A unanimous-consent agreement was reached providing for the consideration of S. 1316, to reauthorize and amend title XIV of the Public Health Service Act (commonly known as the "Safe Drinking Water Act"), on Wednesday, November 29, 1995.

Page 34686

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the Railroad Retirement Board for fiscal year 1994; referred to the Committee on Labor and Human Resources. (PM–97).

Page 34674

Transmitting the report concerning the national emergency with respect to Iran; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–98).

Page 34675

Nominations Received: Senate received the following nominations:

Received on Monday, November 27, during the adjournment:

Ann L. Aiken, of Oregon, to be United States District Judge for the District of Oregon.

Joseph A. Greenaway, of New Jersey, to be United States District Judge for the District of New Jersey.

Faith S. Hochberg, of New Jersey, to be United States District Judge for the District of New Jersey.

Ann D. Montgomery, of Minnesota, to be United States District Judge for the District of Minnesota.

Page 34686

Received today:

James E. Johnson, of New Jersey, to be an Assistant Secretary of the Treasury.

H. Martin Lancaster, of North Carolina, to be an Assistant Secretary of the Army.

LeVar Burton, of California, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2000.

Routine lists in the Air Force, Army, Coast Guard.

Page 34686

Messages From the President: Page 34674

Messages From the House: Page 34676

Measures Read First Time: Page 34685

Communications: Page 34676

Petitions: Page 34676

Statements on Introduced Bills: Page 34676

Additional Cosponsors: Page 34679

Amendments Submitted: Page 34680

Authority for Committees: Page 34682

Additional Statements: Page 34682

Notices of Proposed Rulemaking: Page 34611

Record Votes: Two record votes were taken today. (Total—586) Pages 34575, 34576

Adjournment: Senate convened at 10:30 a.m., and adjourned at 7:35 p.m., until 10 a.m., on Wednesday, November 29, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 34686.)

Committee Meetings

UNITED STATES MILITARY IN BOSNIA

Committee on Armed Services: Committee held hearings to examine the use of United States military forces to enforce the Bosnian peace agreement and the role of NATO and other foreign nations in the implementation force, receiving testimony from Brent Scowcroft, former National Security Advisor to the Bush Administration; James R. Schlesinger, former Secretary of Energy and Defense, and former Director of Central Intelligence; and Paul D. Wolfowitz, former Under Secretary of Defense for Policy.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Thursday, November 30.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the Whitewater Development Corporation, receiving testimony from Erskine

Bowles, Deputy Chief of Staff to the President and former Administrator, Small Business Administration; Bruce Lindsey, Deputy Counsel to the President; Charles E. Shepperson, Deputy Associate Administrator, John Spotila, General Counsel, and Martin Tecker, Deputy General Counsel, all of the Small Business Administration; Wayne Foren, former Special Assistant to Deputy Administrator, Small Business Administration; and Neil Eggleston, Howrey & Simon, Washington, D.C., former Associate Counsel to the President.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2679–2683; and 3 resolutions, H.J. Res. 127–128; and H. Res. 283 were introduced.

Page 34785

Reports Filed: Reports were filed as follows:

H.R. 33, to transfer the Fish Farming Experimental Laboratory in Stuttgart, Arkansas, to the Department of Agriculture (H. Rept. 104–357);

H.R. 418, for the relief of Arthur J. Carron, Jr. (H. Rept. 104–358);

H.R. 419, for the relief of Benchmark Rail Group, Inc. (H. Rept. 104–359);

H.R. 1315, for the relief of Kris Murty (H. Rept. 104–360);

H.R. 255, to designate the Federal Justice building in Miami, Florida, as the "James Lawrence King Federal Justice Building" (H. Rept. 104–361);

H.R. 395, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building" (H. Rept. 104–362);

H.R. 653, to designate the United States courthouse under construction in White Plains, New York, as the "Thurgood Marshall United States Courthouse" (H. Rept. 104–363);

H.R. 840, to designate the Federal building and United States courthouse located at 215 South Evans Street in Greenville, North Carolina, as the "Walter B. Jones Federal Building and United States Courthouse" (H. Rept. 104–364);

H.R. 869, to designate the Federal building and United States courthouse located at 125 Market Street in Youngstown, Ohio, as the "Thomas D. Lambros Federal Building and U.S. Courthouse", amended (H. Rept. 104–365);

H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the "Romano L. Mazzoli Federal Building" (H. Rept. 104–366);

H.R. 1804, to designate the United States Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, Arkansas, as the "Judge Isaac C. Parker Federal Building" (H. Rept. 104–367);

H.R. 2636, to transfer jurisdiction over certain parcels of Federal real property located in the District of Columbia (H. Rept. 104–368, Part 1); and

Conference report on H.R. 1058, to reform Federal securities litigation (H. Rept. 104–369).

Page 34784

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Barr to act as Speaker pro tempore for today.

Page 34711

Recess: House recessed at 1:25 p.m. and reconvened at 2:00 p.m.

Page 34717

Records of Congress Advisory Committee: The Clerk appointed Mr. Roger Davidson of Washington, D.C., from private life, as a member of the Advisory Committee on the Records of Congress on the part of the House.

Page 34718

Presidential Messages: Read the following messages from the President:

National Emergency in Iran: Message from the President wherein he reports on developments concerning the national emergency with respect to Iran—referred to the Committee on International Relations and ordered printed (H. Doc. 104–137); and

Railroad Retirement Board: Message from the President wherein he transmits the Annual Report of the Railroad Retirement Board for fiscal year 1994—referred to the Committees on Transportation and Infrastructure and Ways and Means

Page 34722

Corrections Calendar: On the call of the Corrections Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Charitable gift annuity relief: H.R. 2525, to modify the operation of the antitrust laws, with respect to charitable gift annuities (agreed to by a yea-and-nay vote of 427 yeas, Roll No. 823).

Page 34729

Sent to the Senate, amended:

Philanthropy protection: H.R. 2519, to facilitate contributions to charitable organizations by codifying certain exemptions from the Federal securities laws (agreed to by a yea-and-nay vote of 421 yeas, Roll No. 822).

Page 34722

Recess: House recessed at 3:20 p.m. and reconvened at 5:30 p.m.

Page 34732

George M. White Appreciation: House agreed to S. Con. Res. 33, expressing the thanks and good wishes of the American people to the Honorable George M. White on the occasion of his retirement as the Architect of the Capitol—clearing the measure.

Page 34733

Lobbying Disclosure: House continued consideration of amendments on H.R. 2564, to provide for the disclosure of lobbying activities to influence the Federal Government; but came to no resolution thereon. Consideration of amendments will resume at a later date.

Page 34734

Rejected the following amendments that were debated on November 16, on which recorded votes were postponed:

The Fox of Pennsylvania amendment that sought to prohibit registered lobbyists from giving gifts to Members, officers, and employees of Congress (rejected by a recorded vote of 171 ayes to 257 noes, Roll No. 824);

Pages 34735, 34739

The Clinger amendment that sought to prohibit Federal agencies from using appropriated funds to promote public support or opposition for a legislative proposal (rejected by a recorded vote of 190 ayes to 238 noes, Roll No. 825);

Pages 34736, 34741

The English of Pennsylvania amendment that sought to impose a lifetime ban on lobbying for a foreign interest on the Secretary of Commerce and the Commissioner of the International Trade Commission (rejected by a recorded vote of 204 ayes to 221 noes, Roll No. 826); and

Pages 34737, 34742

The Weller amendment that sought to require registered lobbyists to disclose any honoraria they pay to members of the media (rejected by a recorded vote of 193 ayes to 233 noes, Roll No. 827).

Page 34738

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 34786.

Quorum Call—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 34732, 34733, 34740, 34741, 34742, 34743. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:26 p.m.

Committee Meetings

SENIOR CITIZENS' RIGHT TO WORK ACT

Committee on Ways and Means: Subcommittee on Social Security approved for full Committee action amended the Senior Citizens' Right to Work Act of 1995.

Wednesday, November 29, 1995

Senate

Chamber Action

Routine Proceedings, pages 34879–34982

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1433–1437, and S. Res. 196.

Page 34958

Measures Reported: Reports were made as follows:

S. 1142, to authorize appropriations for the National Oceanic and Atmospheric Administration, with amendments. (S. Rept. No. 104–178)

Page 34958

Measures Passed:

Safe Drinking Water Act: By a unanimous vote of 99 yeas (Vote No. 588), Senate passed S. 1316, to reauthorize and amend title XIV of the Public Health Service Act (commonly known as the "Safe Drinking Water Act"), after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Pages 348800, 34915, 34942, 34946

Adopted:

(1) Chafee Amendment No. 3068, to authorize listing of point-of-use treatment devices as best available technology, modify loan authorities for the State Revolving Fund program, and to clarify the definition of public water system.

Page 34908

(2) Chafee Amendment No. 3069, to require additional research prior to the promulgation of a standard for sulfate.

Page 34910

(3) Murkowski Amendment No. 3070, to authorize the Administrator of the Environmental Protection Agency to make grants to the State of Alaska to improve sanitation in rural and Native villages.

Page 34912

(4) Chafee Amendment No. 3071, to authorize additional criteria to alternatives to filtration.

Page 34937

(5) Chafee Amendment No. 3072, to authorize grants for wastewater treatment and drinking water supply to low-income communities with economic hardship located along the United States-Mexico border.

Page 34938

(6) Kempthorne (for Thomas/Simpson) Amendment No. 3073, to provide that in nonprimacy States the Governor shall determine which State agency will have the authority to establish assistance priorities for financial assistance provided with amounts deposited into the State loan fund.

Page 34942

(7) Kempthorne (for Bond) Amendment No. 3074, to provide an extension of drinking water regulations when necessary and justified.

Page 34943

Subsequently, the amendment was modified.

Page 34943

(8) Kempthorne (for Murkowski/Stevens) Amendment No. 3075, to require that the needs of Native villages in the State of Alaska for drinking water treatment facilities be surveyed and assessed as part of the State survey and assessment.

Page 34943

(9) Chafee Amendment No. 3076, to strike section 28, assessing environmental priorities, costs, and benefits.

Page 34944

(10) Chafee Amendment No. 3077, to establish a watershed protection demonstration program, and to provide assistance to the State of New York for demonstration projects for the protection and enhancement of the quality of source waters of the New York City water supply system.

Page 34947

(11) Chafee Amendment No. 3079, to provide that monitoring requirements imposed on a substantial number of public water systems be established by regulation.

Page 34954

Rejected:

Boxer Amendment No. 3078, (by 59 yeas to 40 nays (Vote 587), Senate tabled the amendment) to require certain communities water systems to issue a consumer confidence report on the level of contaminants in the drinking water.

Page 34950

Death of Chaplain Halverson: Senate agreed to S. Res. 196, relative to the death of the Reverend Richard Halverson, late the Chaplain of the United States Senate.

Page 34978

Land Transfer: Senate passed S. 1341, to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, Arizona, after agreeing to committee amendments.

Page 34978

Philanthropy Protection Act: Senate passed H.R. 2519, to facilitate contributions to charitable organizations by codifying certain exemptions from the Federal securities laws, clearing the measure for the President.

Page 34981

Charitable Gift Annuity Antitrust Relief Act: Senate passed H.R. 2525, to modify the operation of the antitrust laws, and of State laws similar to the antitrust laws, with respect to charitable gift annuities, clearing the measure for the President.

Page 34982

Securities Litigation Reform Act/Conference Report—Agreement: A unanimous-consent time agreement was reached providing for the consideration of the conference report on H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation, on Tuesday, December 5, 1995.

Page 34978

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the Agreement For Cooperation in the Peaceful Uses of Nuclear Energy Between the U.S. and the European Atomic Energy Community; referred to the Committee on Foreign Relations. (PM–99).

Page 34956

Messages From the President: Page 34956

Messages From the House: Page 34957

Measures Placed on Calendar: Page 34958

Communications: Page 34958

Executive Reports of Committees: Page 34958

Statements on Introduced Bills: Page 34959

Additional Cosponsors: Page 34965

Amendments Submitted: Page 34966

Authority for Committees: Page 34969

Additional Statements: Page 34970

Text of H.R. 2539 as Previously Passed: Page 34582

Record Votes: Two record votes were taken today. (Total—588)

Page 34956

Adjournment: Senate convened at 10 a.m., and as a further mark of respect to the memory of the late Chaplain of the Senate Reverend Richard Halverson, in accordance with S. Res. 196, adjourned at 7:30 p.m., until 10 a.m., on Thursday, November 30, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 34982.)

Committee Meetings

UNITED STATES-SINO INTELLECTUAL PROPERTY RIGHTS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine certain issues relating to the United States-Sino Intellectual Property Rights Agreement, after receiving testimony from Charlene Barshefsky, Deputy United States Trade Representative; Steven Metalitz, International Intellectual Property Alliance, Robert W. Holleyman, II, Business Software Alliance, Jason Berman, Recording Industry Association of America, and Jack J. Valenti, Motion Picture Association of America, all of Washington, D.C.

ALTERNATIVE DISPUTE RESOLUTION

Committee on Governmental Affairs: Subcommittee on Over-ight of Government Management and the District of Columbia concluded hearings on S. 1224, to make permanent authorizations for and modify certain provisions of the Administrative Dispute Resolution Act of 1989 to encourage Federal agencies to streamline dispute resolution processes through the use of alternative dispute resolution techniques, after receiving testimony from Steven Kelman, Administrator for Federal Procurement Policy, Office of Management and Budget; Peter R. Steenland, Jr., Senior Counsel, Office of Alternative Dispute Resolution, Department of Justice; John A. Wagner, Manager, ADR Services, Federal Mediation and Conciliation Service; Nancy G. Miller, former Senior Attorney, Administrative Conference of the United States; and Philip J. Harter, on behalf of the American Bar Association, Marshall J. Breger, Heritage Foundation, former Chair of the Administrative Conference of the United States, and Gray Castle, Center for Public Resources, all of Washington, D.C.

SPORTS FRANCHISE RELOCATION

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition concluded hearings to examine antitrust and competition issues involved in relocation by professional sports franchises, focusing on the degree and appropriateness of competition among cities and other local governments to attract and retain sports teams, the impact of the antitrust laws on the ability of sports leagues to control franchise movement, and whether a Federal response is appropriate, after receiving testimony from Senators DeWine, Glenn, and Dorgan; Representatives Stokes and Hoke; Mayor Bob Lanier, Houston, Texas; Mayor Michael R. White, Cleveland, Ohio; Paul Tagliabue, National Football League, New York, New York; John A. Moag, Jr., Maryland Stadium Authority, Baltimore; Gary R. Roberts, Tulane University Law School, New Orleans, Louisiana; Stephen F. Ross, University of Illinois, Champaign; and Robert A. Baade, Lake Forest College, Lake Forest, Illinois.

IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration approved for full committee consideration an original bill to reform the legal immigration of immigrants and nonimmigrants to the United States. (As approved by the subcommittee, the bill incorporates provisions of S. 269 and S. 1394.)

OSHA REFORM

Committee on Labor and Human Resources: Committee concluded hearings on S. 1423, to make modifications to certain provisions of the Occupational Safety and Health Act of 1970, focusing on civil penalties for paperwork and other nonserious violations, OSHA inspector quotas, and consultation and voluntary protection programs, after receiving testimony from Joseph A. Dear, Assistant Secretary of Labor for Occupational Safety and Health Administration; T. Forrest Fisher, Camden, New Jersey, on behalf of the American College of Occupational and Environmental Medicine; Katherine Gekker, The Huffman Press, Alexandria, Virginia, on behalf of the Printing Industries of America, Inc.; David J. Heller, U S West, Inglewood, Colorado, on behalf of the Labor Policy Association, Inc.; and Linda Chavez-Thompson, AFL–CIO, Washington, D.C.

WHITEWATER

Special Committee To Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the Whitewater Development Corporation, receiving testimony from Richard Iorio, Director of Field Investigations, and Jean Lewis, former Criminal Investigator, both of the Resolution Trust Corporation.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2684–2691; and 3 resolutions, H. Con. Res. 116, and H. Res. 285–286 were introduced.

Page 34876

Report Filed: One report was filed as follows: H. Res. 284, providing for the consideration of H.R. 1788, to reform the statutes relating to Amtrak, and to authorize appropriations for Amtrak (H. Rept. 104–370).

Page 24876

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Allard to act as Speaker pro tempore for today.

Page 34803

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, Resources, and Select Intelligence.

Page 34807

Presidential Message—U.S.-EURATOM Nuclear Energy Use: Read a message from the President wherein he transmits the text of a proposed Agreement for Cooperation in the Peaceful Uses of Nuclear Energy Between the United States of America and the European Atomic Energy Community with accompanying agreed minute, annexes and other attachments—referred to the Committee on International Relations and ordered printed (H. Doc. 104–138).

Page 34807

Lobbying Disclosure: By a yea-and-nay vote of 421 yeas, Roll No. 828, the House passed H.R. 2564, to provide for the disclosure of lobbying activities to influence the Federal Government.

Page 34808

The Traficant amendment was offered but subsequently withdrawn that sought to require all lobbyists representing foreign firms or governments to register semi-annually with the Attorney General and provide civil penalties for lobbyists who fail to file or file false or incomplete information.

Page 34809

Subsequently, S. 1060, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President. H.R. 2564 was laid on the table.

Page 34815

House then agreed to H. Con Res. 116, directing the Secretary of the Senate to make technical corrections in the enrollment of S. 1060.

Page 34820

VA–HUD Appropriations: By a yea-and-nay vote of 216 yeas to 208 nays Roll No. 829, the House agreed to the Obey motion to recommit to the committee of conference the conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996; with instructions to the House conferees to insist on the House position on Senate amendment numbered 4 (to provide an additional $213 million in veterans medical care funding).

Page 34820

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 34877.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 34815, 34834. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:55 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Commerce: Ordered reported the following bills: H.R. 325, amended, to amend the Clean Air Act to provide for an optional provision for the reduction of work-related vehicle trips and miles traveled in ozone nonattainment areas designated as severe; and H.R. 1787, to amend the Federal Food, Drug, and Cosmetic Act to repeal the saccharin notice requirements.

CIVIL SERVICE REFORM

Committee on Government Reform and Oversight: Subcommittee on Civil Service concluded hearings on Civil Service Reform IV: Streamlining Appeals Procedures. Testimony was heard from Timothy Bowling, Associate Director, GAO; Allan Heuerman, Director, OPM; Benjamin Erdreich, Chairman, Merit Systems Protection Board; Gilbert F. Casellas, Chairman, EEOC; Phyllis Segal, Chairwoman, Federal Labor Relations Authority; Kathleen Day Koch, Special Counsel, Office of Special Counsel, the following former officials of the Merit Systems Protection Board: Daniel Levinson, Chairman; and Llewellyn Fischer, General Counsel; and public witnesses.

AMTRAK REFORM AND PRIVATIZATION ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1788, Amtrak Reform and Privatization Act of 1995. The rule waives all points of order against the consideration of the bill. The rule makes in order the Committee on Transportation and Infrastructure amendment in the nature of a substitute now printed in the bill, modified by the amendment printed in part 1 of the report of the Committee on Rules. The rule provides for the consideration of the substitute, as modified, by title rather than by section, with the first section and each title considered as read. The rule waives all points of order against the committee amendment in the nature of a substitute, as modified. The rule provides for the consideration of a manager's amendment to be printed in part 2 of the report, which is considered as read, not subject to amendment or to a division of the question, and is debatable for 10 minutes equally divided between the proponent and an opponent. All points of order are waived against the amendment. If adopted, the amendment is considered as part of the base text for further amendment purposes. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the role provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Molinari, Oberstar, and Lipinski.

CONFERENCE REPORTS—CORRECTIONS IN ENROLLMENTS

Committee on Rules: By unanimous consent, vacated its proceedings of Friday, November 17, 1995, by which it ordered reported a rule providing for the adoption of a concurrent resolution correcting the enrollment of two bills (Treasury/Postal Appropriations for fiscal year 1996 and Legislative Branch Appropriations for fiscal year 1996) to reflect a single enrollment.

ETHICS INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session to continue to take testimony regarding the ethics investigation of Speaker Gingrich. Testimony was heard from Elliott Millenson, formerly with Direct Access Diagnostics; and Peter Bewley, Senior Vice President and General Counsel, NovaCare Inc.

DIVERSITY

Permanent Select Committee on Intelligence: Held a hearing on Diversity. Testimony was heard from Robert Bryant, Assistant Director, FBI, Department of Justice; the following officials of the CIA: John M. Deutch, Director; and Nora Slatkin, Executive Director; and the following officials of the Department of Defense: VAdm. J.M. McConnell, USN, Director, NSA; and Lt. Gen. Kenneth A. Minihan, USA, Director, Defense Intelligence Agency.

Joint Meetings

LIBRARY OF CONGRESS

Joint Committee on the Library: Committee held oversight hearings to examine collection security and financial management activities of the Library of Congress, receiving testimony from James Billington, Librarian of Congress, John Rensbarger, Inspector General, and Ken Keeler, Assistant Inspector General for Investigations, all of the Library of Congress; William Gadsby, Director, Government Business Operations Issues, General Government Division, and Robert Gramling, Director, Corporate Audits and Standards, and Rosemary Jellish, Assistant Director, Financial Management Policies and Issues, both of the Accounting and Information Management Division, all of the General Accounting Office; and Robert Featheringham and Michael Kenney, both of Computer Sciences Corporation, Falls Church, Virginia.

Committee recessed subject to call.

EMERGENCY SALVAGE TIMBER SALE PROGRAM

Joint Hearing: Senate Committee on Energy and Natural Resources' Subcommittee on Forests and Public Land Management held joint oversight hearings with the Timber Salvage Task Force of the House Resources Committee on the implementation of section 2001 (relating to emergency salvage of diseased dead timber on Federal forest lands) of the Fiscal Year 1995 Emergency Appropriations Supplemental and Rescissions bill (P.L. 104–19), receiving testimony from James Meissner, Associate Director, Natural Resources Management Issues, and Robert B. Arthur, Senior Evaluator, both of the General Accounting Office; Jack Ward Thomas, Chief, and Dave Hessel, Director of Timber Management, both of the Forest Service, Department of Agriculture; Rolland Schmitten, Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce; Donald Barry, Counselor to the Assistant Secretary for Fish, Wildlife and Parks, and Nancy Hayes, Chief of Staff, Bureau of Land Management, both of the Department of the Interior; Peter Coppelman, Deputy Assistant Attorney General, Department of Justice; and Robert Sanderson, Director, Office of Federal Activities, Environmental Protection Agency.

Hearings were recessed subject to call.

APPROPRIATIONS—COMMERCE/JUSTICE/STATE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996.

SECURITIES LITIGATION REFORM

Conferees on Tuesday, November 28, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, November 30, 1995

Senate

Chamber Action

Routine Proceedings, pages 34993–35038

Measures Introduced: Four bills were introduced, as follows: S. 1438–1441.
Page 35029

Partial-Birth Abortion Ban—Agreement: A unanimous-consent agreement was reached providing for consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions, on Monday, December 4, 1995.
Page 35035

Nominations Received: Senate received the following nominations:

Luis D. Rovira, of Colorado, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2001.

John R. Lacey, of Connecticut, to be a Member of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 1998.
Page 35038

Measures Read First Time: **Pages 35025, 35037**

Communications: **Page 35028**

Executive Reports of Committees: **Page 35028**

Statements on Introduced Bills: **Page 35029**

Additional Cosponsors: **Page 35033**

Authority for Committees: **Page 35033**

Additional Statements: **Page 35035**

Adjournment: Senate convened at 10 a.m., and adjourned at 4:25 p.m., until 3 p.m., on Monday, December 4, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 35035.)

Committee Meetings

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 907, to clarify the authorities and duties of the Secretary of Agriculture in issuing ski area permits on National Forest System lands and to withdraw lands within ski area permit boundaries from the operation of the mining and mineral leasing laws, with an amendment in the nature of a substitute;

An original bill to provide for uniform management of livestock grazing on Federal lands; and

S. 1196, to transfer certain National Forest System lands adjacent to the Townsite of Cuprum, Idaho.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Joseph H. Gale, of Virginia, to be a Judge of the United States Tax Court, David A. Lipton, of Massachusetts, to be Deputy Under Secretary of Treasury for International Affairs, Darcy E. Bradbury, of New York, to be Assistant Secretary of Treasury for Financial Institutions, Melissa T. Skolfield, of Louisiana, to be Assistant Secretary of Health and Human Services for Public Affairs, and David C. Williams, of Illinois, to be Inspector General, Social Security Administration, Department of Health and Human Services,

Prior to this action, committee concluded hearings on all the aforementioned nominations, and the nomination of Jeffrey R. Shafer, of New Jersey, to be Under Secretary of Treasury for International Affairs, after the nominees testified and answered questions in their own behalf. Mr. Gale was introduced by Senator Moynihan, and Ms. Skolfield was introduced by Senators Bumpers and Pryor.

BILATERAL INVESTMENT TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Investment Treaty with Albania (Treaty Doc. 104–19), Encouragement Reciprocal Investment Treaty with Republic of Belarus (Treaty Doc. 103–36), Investment Treaty with the Republic of Estonia (Treaty Doc. 103–38), Investment Treaty with Georgia (Treaty Doc. 104–13), Investment Treaty with Jamaica (Treaty Doc. 103–35), Investment Treaty with Latvia (Treaty Doc. 104–12), Investment Treaty with Mongolia (Treaty Doc. 104–10), Investment Treaty with Trinidad and Tobago (Treaty Doc. 104–14), and Investment Treaty with Ukraine (Treaty Doc. 103–37), after receiving testimony from Daniel K. Tarullo, Assistant Secretary of State for Economic and Business Affairs; Donald Abelson, Assistant United States Trade Representative for Investment; Robert D. Hormats, Goldman Sachs (International), New York, New York; and Daniel M. Price, Powell, Goldstein, Frazer & Murphy, and Stephen Canner, both of Washington, D.C., both on behalf of the United States Council for International Business.

SUBCOMMITTEE MEMBERSHIP

Committee on Governmental Affairs: Committee announced the following subcommittee assignments:

Permanent Subcommittee on Investigations: Senators Roth (Chairman), Stevens, Cohen, Thompson, Cochran, McCain, Smith, Brown, Nunn, Glenn, Levin, Pryor, Lieberman, Akaka, and Dorgan.

Subcommittee on Post Office and Civil Service: Senators Stevens (Chairman), Cochran, McCain, Smith, Pryor, Akaka, and Dorgan.

Subcommittee on Oversight of Government Management and the District of Columbia: Senators Cohen (Chairman), Thompson, Cochran, McCain, Brown, Levin, Pryor, Lieberman, and Akaka.

BUSINESS MEETING

Committee on the Judiciary: Committee began markup of S. 956, to divide the ninth judicial circuit of the United States into two circuits, but did not complete consideration of, and will meet again on Thursday, December 7.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Merrick B. Garland, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit, John Thomas Marten, to be United States District Judge for the District of Kansas, Bruce D. Black, to be United States District Judge for the District of New Mexico, Patricia A. Gaughan, to be United States District Judge for the Northern District of Ohio, and Hugh Lawson, to be United States District Judge for the Middle District of Georgia, after the nominees testified and answered questions in their own behalf. Mr. Garland was introduced by Senators Sarbanes and Simon and Representative Morella, Mr. Marten was introduced by Senators Dole and Kassebaum, Mr. Black was introduced by Senator Domenici, Judge Gaughan was introduced by Senators DeWine and Glenn, and Mr. Lawson was introduced by Senator Nunn and Representative Chambliss.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

WHITEWATER

Special Committee To Investigate the Whitewater Development Corporation and Related Matters: Committee continued hearings to examine issues relative to the Whitewater Development Corporation, receiving testimony from Julia Yanda, Senior Counsel, Karen Carmichael, Senior Attorney, and April Breslaw, Counsel, all of the Professional Liability Section, Resolution Trust Corporation.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 2692–2701; 1 private bill, H.R. 2702; and 2 resolutions, H.J. Res. 129, and H. Res. 288 were introduced.

Page 35103

Reports Filed: Reports were filed as follows:

H.R. 826, to extend the deadline for the completion of certain land exchanges involving the Big Thicket National Preserve in Texas, amended (H. Rept. 104–371);

H.R. 308, to provide for the conveyance of certain lands and improvements in Hopewell Township, Pennsylvania, to a non-profit organization known as the "Beaver County Corporation for Economic Development" to provide a site for economic development (H. Rept. 104–372);

H.R. 632, to enhance fairness in compensating owners of patents used by the United States (H. Rept. 104–373);

H.R. 1295, to amend the Trademark Act of 1946 to make certain revisions relating to the protection of famous marks (H. Rept. 104–374); and

H. Res. 287, providing for consideration of H.R. 1350, to amend the Merchant Marine Act, 1936 to revitalize the United States-flag merchant marine (H. Rept. 104–375).

Page 35103

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gillmor to act as Speaker pro tempore for today.

Page 35039

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, House Oversight, International Relations, National Security, Resources, Science, and Transportation and Infrastructure.

Page 35045

Amtrak Reform and Privatization: By a yea-and-nay vote of 406 yeas to 4 nays, Roll No. 832, the House passed H.R. 1788, to reform the statutes relating to Amtrak.

Page 35045

Agreed to the committee amendment in the nature of a substitute, as modified by the rule.

Page 35055

Agreed To:

The Shuster amendment that extends the exemption for Amtrak from the Americans with Disabilities Act until 1998 to apply to commuter authority facilities used jointly with Amtrak and transfers the title to magnetic levitation tract materials at the Transportation Technology Center near Pueblo, Colorado, to the State of Florida;

Page 35054

The Clement amendment that adds language regarding loan guidelines that clarifies loan policies to favor continuation of service on light density rail lines; sets the interest for guaranteed railroad loans at the Federal Treasury rate; modifies provisions concerning the loan repayment period; and permits assets being financed to be used as collateral;

Page 35059

The Traficant amendment that requires Amtrak to establish an outreach program to increase the number of domestic trackwork manufacturers that are awarded Amtrak contracts; and

Page 35061

The Shuster technical amendment.

Page 35072

Rejected:

The Collins of Illinois amendment that sought to strike language in the bill placing a $250,000 liability limitation on noneconomic damages (rejected by a recorded vote of 164 ayes to 239 noes, Roll No. 830);

Page 35062

The Nadler amendment that sought to permit Amtrak to make track rights amendment with any rail freight carrier regardless of any existing legal or contractual provisions (rejected by a reco- rded vote of 161 ayes to 249 noes, Roll No. 831); and

Page 35068

The Hefley amendment that sought to strike language that would provide funding for construction activities on the James A. Farley Post Office in New York, New York.

Page 25072

Earlier, a point of order was sustained against the Reed amendment that sought to reduce Amtrak's administrative expenses in its headquarters and Northeast Corridor Strategic Business Unit by 5 percent.

Page 35071

H. Res. 284, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 35045

ICC Termination: House disagreed to the Senate amendment to H.R. 2539, to abolish the Interstate Commerce Commission, to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation; and asked a conference. Appointed as conferees: From the Committee on Transportation and Infrastructure, for consideration of the House bill, and the Senate amendment, and modifications committed to conference:

Representatives Shuster, Clinger, Petri, Coble, Molinari, Oberstar, Rahall, and Lipinski.

As additional conferees from the Committee on the Judiciary, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Hyde, Moorhead, and Conyers.

Page 35074

Veto Message—Further Supplemental Appropriations: House agreed to the Livingston motion to refer to the Committees on Appropriations the President's veto message and H.J. Res. 115, making further continuing appropriations for the fiscal year 1996.

Page 35074

Late Report: Conferees received permission to have until midnight on Friday, December 1, to file a conference report on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996.

Page 35075

Question of Privilege of the House: By a recorded vote of 218 ayes to 170 noes, with 9 voting "present", Roll No. 833, the House agreed to the Armey motion to table a certain privileged resolution.

Page 35075

Legislative Program: The Acting Majority Leader announced the legislative program for the week of December 4. Agreed to adjourn from Thursday to Monday.

Page 35076

Meeting Hour: Agreed to meet at 12 noon on Monday, December 4.

Page 35077

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of December 6.

Page 35077

Late Report: Committee on Ways and Means received permission to have until midnight tonight to file a conference report on H.R. 2684, to amend title II of the Social Security Act to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age.

Page 35077

Technical Corrections in House Rules: House agreed to H. Res. 254, making technical corrections in the Rules of the House of Representatives.

Page 35077

Agreed to the Drier en bloc amendment that permits Members to receive State products, greeting cards, T-shirts and others items of minimal value.

Page 35078

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 35102

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 35067, 35070, 35074, 35075. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:07 p.m.

Committee Meetings

LAND DISPOSAL PROGRAM FLEXIBILITY ACT

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials approved for full Committee action amended H.R. 2036, Land Disposal Program Flexibility Act of 1995.

CAPITAL MARKETS DEREGULATION AND LIBERALIZATION ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance continued hearings on H.R. 2131, Capital Markets Deregulation and Liberalization Act of 1995. Testimony was heard from Arthur Levitt. Jr., Chairman, SEC; and Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

Hearings continue December 5.

HOUSE INSPECTOR GENERAL—ADDITIONAL AUDITING

Committee on House Oversight: Continued discussions regarding H. Res. 192, providing for additional auditing by the House Inspector General. Testimony was heard from John W. Lainhart, IV, Inspector General, House of Representatives.

UNITED STATES POLICY TOWARDS BOSNIA

Committee on International Relations: Held a hearing on United States Policy Towards Bosnia. Testimony was heard from Warren M. Christopher, Secretary of State; and the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashivili, USA, Chairman, Joint Chiefs of Staff.

UNITED STATES GROUND FORCES IN BOSNIA

Committee on National Security: Continued hearings on the proposed deployment of United States ground forces in Bosnia. Testimony was heard from Warren M. Christopher, Secretary of State; and the following officials of the Department of Defense: William J. Perry, Secretary; and Gen. John M. Shalikashvili, USA, Chairman, Joint Chiefs of Staff.

Hearings continue December 6.

POW/MIA

Committee on National Security: Subcommittee on Military Personnel continued hearings on the Department of Defense comprehensive review of POW/MIA cases. Testimony was heard from James W. Wold, Assistant Secretary, POW/MIA Affairs, Department of Defense.

FOREST TIMBER SALVAGE AND FOREST HEALTH

Committee on Resources: Subcommittee on National Parks, Forests and Lands held an oversight hearing on Forest Timber Salvage and Forest Health. Testimony was heard from Representatives Herger and Cooley; Jack Ward Thomas, Chief, Forest Service, USDA; and public witnesses.

MARITIME SECURITY ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1350, Maritime Security Act of 1995. The rule makes in order as an original bill for the purpose of amendment the committee amendment in the nature of a substitute. Each section will be considered as read. Before the consideration of any other amendment, the rule provides for consideration, without intervention of points of order, of an amendment offered only by the Chairman of the Committee on National Security or his designee, which is debatable for 20 minutes equally divided between a proponent and an opponent. The amendment shall not be subject to amendment or a demand for a division of the question. The rule provides priority in recognition to members who pre-print their amendments in the Congressional Record. Finally, the rule provides for one motion to recommit with or without instructions. Testimony was heard from Representatives Bateman and Taylor of Mississippi.

SHUTTLE SINGLE PRIME CONTRACT

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on Shuttle Single Prime Contract: A Review of NASA's Determination and Findings. Testimony was heard from S. Daniel Goldin, Administrator, NASA.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

FAA'S GLOBAL POSITIONING SYSTEM

Committee on Transportation and Infrastructure: Subcommittee on Aviation continued hearings on FAA's Global Positioning (Satellite Navigation) System. Testimony was heard from George Donohue, Associate Administrator, Research and Acquisitions, FAA, Department of Transportation; R. Noel Longuemare, Principle Deputy Under Secretary, Acquisition and Technology, Department of Defense; and public witnesses.

SENIOR CITIZENS RIGHT TO WORK ACT; MEDICARE AND MEDICAID COVERAGE DATA BANK REPEAL

Committee on Ways and Means: Ordered reported the following bills: H.R. 2684, amended, Senior Citizens' Right to Work Act of 1995; and H.R. 2685, to repeal the Medicare and Medicaid coverage data bank.

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Monday, December 4, 1995

Senate

Chamber Action

Routine Proceedings, pages 35176–35325

Measures Introduced: Two bills were introduced, as follows: S. 1442 and 1443. **Page 35226**

Partial-Birth Abortion Ban: Senate resumed consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions. **Page 35182**

Senate may continue consideration of the bill on Tuesday, December 5, 1995.

Nominations Received: Senate received the following nominations:

Susan R. Baron, of Maryland, to be a Member of the National Corporation for Housing Partnerships for the term expiring October 27, 1997.

Barry M. Goldwater, Sr. of Arizona, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1998.

Peter S. Knight, of the District of Columbia, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1999.

8 Marine Corps nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force. **Page 35235**

Messages From the House: **Page 35226**

Measures Placed on Calendar: **Page 35226**

Communications: **Page 35226**

Statements on Introduced Bills: **Page 35226**

Additional Cosponsors: **Page 25228**

Notices of Hearings: **Page 35228**

Additional Statements: **Page 35229**

Text of S. 1316 as Previously Passed: **Page 35204**

Adjournment: Senate convened at 3 p.m., and adjourned at 7:34 p.m., until 9:30 a.m., on Tuesday, December 5, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 35234.)

Committee Meetings

BOSNIA

Committee on Appropriations: On Friday, December 1, Subcommittee on Defense concluded hearings to examine certain funding requirements involving United States interests in Bosnia, after receiving testimony from William J. Perry, Secretary, and John J. Hamre, Comptroller, both of the Department of Defense; and Gen. John M. Shalikashavili, Chairman, Joint Chiefs of Staff.

FORMER YUGOSLAVIA

Committee on Foreign Relations: On Friday, December 1, committee held hearings to examine the peace process in the former Yugoslavia, receiving testimony from Warren M. Christopher, Secretary of State; William J. Perry, Secretary of Defense; and Gen. John M. Shalikashvili, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: On Friday, December 1, committee continued hearings to examine issues relative to the Whitewater Development Corporation, receiving testimony from Paula Casey and Fletcher Jackson, both a United States Attorney, and Michael Johnson, First Assistant United States Attorney, all of the Eastern District of Arkansas; Webster Hubbell, former Associate Attorney General, Department of Justice; and G. Randolph Coleman, American Investors Life Insurance Company, Topeka, Kansas.

Hearings continue on Tuesday, December 5.

House of Representatives

Chamber Action

Reports Filed: Reports were filed as follows:

H.R. 2064, to grant the consent of Congress to an amendment of the Historic Chattahoochee Compact between the States of Alabama and Georgia (H. Rept. 104–376, filed on November 30, 1995);

H.J. Res. 78, to grant the consent of the Congress to certain additional powers conferred upon the Bi-State Development Agency by the States of Missouri and Illinois, amended (H. Rept. 104–377, filed on November 30, 1995);

Conference report on H.R. 2076, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and for other purposes (H. Rept. 104–378, filed on December 1, 1995); and

H.R. 2684, to amend title II of the Social Security Act to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age, and for other purposes, amended (H. Rept. 104–379).

Page 35118

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Petri to act as Speaker pro tempore for today.

Page 35116

Senate Messages: Messages received from the Senate today appear on page 35116.

Late Report: Committee on Ways and Means received permission to have until midnight tonight to file a conference report on H.R. 2684, to amend title II of the Social Security Act to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age.

Page 35117

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today

Adjournment: Met at 12 p.m. and adjourned at 12:21 p.m.

Committee Meetings

No Committee meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through November 30, 1995

	Senate	*House*	*Total*
Days in session	186	154	..
Time in session	1,688 hrs., 41′	1,401 hrs., 19′	..
Congressional Record:			
Pages of proceedings	17,874	13,870	..
Extensions of Remarks	..	2,277	..
Public bills enacted into law	23	37	..
Private bills enacted into law	0	0	..
Measures passed, total	288	396	..
Senate bills	65	30	..
House bills	58	164	..
Senate joint resolutions	4	0	..
House joint resolutions	4	12	..
Senate concurrent resolutions	11	7	..
House concurrent resolutions	16	23	..
Simple resolutions	130	160	..
Measures reported, total	*209	*347	..
Senate bills	143	5	..
House bills	28	206	..
Senate joint resolutions	7	0	..
House joint resolutions	3	7	..
Senate concurrent resolutions	4	0	..
House concurrent resolutions	0	3	..
Simple resolutions	24	126	..
Special reports	14	5	..
Conference reports	0	25	..
Measures pending on calendar	139	55	..
Measures introduced, total	1,712	3,235	..
Bills	1,441	2,702	..
Joint resolutions	42	129	..
Concurrent resolutions	33	116	..
Simple resolutions	196	288	..
Quorum calls	3	18	..
Yea-and-nay votes	588	257	..
Recorded votes	..	558	..
Bills vetoed	1	6	..
Vetoes overridden	0	0	..

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through November 30, 1995

Civilian nominations, totaling 420, disposed of as follows:

Confirmed	230
Unconfirmed	184
Withdrawn	6

Civilian nominations (FS, PHS, CG, NOAA), totaling 2,005, disposed of as follows:

Confirmed	1,001
Unconfirmed	1,004

Air Force nominations, totaling 17,630, disposed of as follows:

Confirmed	13,550
Unconfirmed	4,080

Army nominations, totaling 12,295, disposed of as follows:

Confirmed	9,367
Unconfirmed	2,928

Navy nominations, totaling 12,097, disposed of as follows:

Confirmed	10,842
Unconfirmed	1,255

Marine Corps nominations, totaling 2,833, disposed of as follows:

Confirmed	2,832
Unconfirmed	0
Withdrawn	1

Summary

Total nominations received this session	47,280
Total confirmed	37,822
Total unconfirmed	9,451
Total withdrawn	7

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* These figures include all measures reported, even if there was no accompanying report. A total of 178 reports has been filed in the Senate; a total of 377 reports has been filed in the House.

Tuesday, December 5, 1995

Senate

Chamber Action

Routine Proceedings, pages 35238–35345

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1444–1449, and S. Res. 197.

Page 35324

Measures Passed:

Congratulating Northwestern University: Senate agreed to S. Res. 197, to congratulate the Northwestern University Wildcats on winning the 1995 Big Ten Conference football championship and on receiving an invitation to compete in the 1996 Rose Bowl, and to commend Northwestern University for its pursuit of athletic and academic excellence.

Page 35270

Defense Production Authorization: Senate passed H.R. 2204, to extend and reauthorize the Defense Production Act of 1950, clearing the measure for the President.

Page 25344

Securities Litigation Reform Act—Conference Report: By 65 yeas to 30 nays, 1 responding present (Vote No. 589), Senate agreed to the conference report on H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation.

Pages 35238, 35272

Partial-Birth Abortion Ban: Senate resumed consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions, taking action on amendments proposed thereto, as follows:

Pages 35304, 35309

Pending:

(1) Smith Amendment No. 3080, to provide a life-of-the-mother exception.

Page 35311

(2) Dole Amendment No. 3081 (to Amendment No. 3080), of a perfecting nature.

Page 35311

(3) Pryor Amendment No. 3082, to clarify certain provisions of law with respect to the approval and marketing of certain prescription drugs.

Page 35311

(4) Boxer Amendment No. 3083 (to Amendment No. 3082), to clarify the application of certain provisions with respect to abortions where necessary to preserve the life or health of the woman.

Page 35311

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, December 6, 1995 at 5 p.m.

Page 35344

Nominations Confirmed: Senate confirmed the following nominations:

2 Army nominations in the rank of general.

Page 35345

Communications: **Page 35323**

Petitions: **Page 35323**

Executive Reports of Committees: **Page 35323**

Statements on Introduced Bills: **Page 35324**

Additional Cosponsors: **Page 35342**

Amendments Submitted: **Page 35342**

Authority for Committees: **Page 35343**

Additional Statements: **Page 35343**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:19 p.m., until 10 a.m., on Wednesday, December 6, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 35345.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Maj. Gen. Thomas A. Schwartz, United States Army, for appointment to the grade of lieutenant general, and Lt. Gen. Paul E. Funk, United States Army, to be placed on the retired list of the United States Army in the grade indicated under section 1370 of title 10, U.S.C., and 1,932 routine nominations in the Army, Navy, and Air Force.

OECD SHIPBUILDING AGREEMENT

Committee on Finance: Committee held hearings on S. 1354, to approve and implement the Organization for Economic Cooperation and Development (OECD) Shipbuilding Trade Agreement, receiving testimony from Jeffrey M. Lang, Deputy United States Trade Representative; Albert Bossier, Jr., Avondale Industries, Inc., New Orleans, Louisiana; R.T.E. Bowler, III, American Shipbuilding Association, Arlington, Virginia; John Dane, III, Trinity Marine Group, Inc., Gulfport, Mississippi, representing the American Waterways Shipyard Conference and the Shipbuilders Council of America; and Peter J. Finnerty, Sea-Land Service, Inc. and CSX Corporation, Washington, D.C., representing the American Institute of Merchant Shipping and the Coalition in Support of the OECD Commercial Shipbuilding Agreement.

Hearings were recessed subject to call.

NOMINATION

Committee on Finance: Committee concluded hearings on the nomination of Joshua Gotbaum, of New York, to be an Assistant Secretary of the Treasury for Economic Policy, after the nominee testified and answered questions in his own behalf.

LOCAL EMPOWERMENT AND FLEXIBILITY ACT

Committee on Governmental Affairs: Committee held hearings on S. 88, to increase the overall economy and efficiency of Government operations and enable more efficient use of Federal funding, by enabling local governments and private, nonprofit organizations to use amounts available under certain Federal assistance programs in accordance with approved local flexibility plans, receiving testimony from Senator Hatfield; Judy A. England-Joseph, Director, Housing and Community Development Issues, General Accounting Office; John A. Koskinen, Deputy Director for Management, Office of Management and Budget; Susan A. Cameron, Tillamook County Health Department, Tillamook, Oregon; and R. Scott Fosler, National Academy of Public Administration, and Charles Griffiths, Advisory Commission on Intergovernmental Relations, both of Washington, D.C.

Hearings were recessed subject to call.

PARENTAL RIGHTS AND RESPONSIBILITIES ACT

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings on S. 984, to protect the fundamental right of a parent to direct the upbringing of a child of the parent, after receiving testimony from Representative Largent; Michael P. Farris, Home School Legal Defense Association, Purcellville, Virginia; Colleen K. Pinyan, The Rutherford Institute, Washington, D.C.; Sammy J. Quintana, Pojoaque Valley School Board, Santa Fe, New Mexico, on behalf of the National School Boards Association; Wade F. Horn, National Fatherhood Initiative, Gaithersburg, Maryland; Margaret F. Brinig, George Mason University School of Law, Arlington, Virginia; and E. W. Angell, Toccoa, Georgia.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine issues relative to the Whitewater Development Corporation, receiving testimony from Steven Irons, Supervisory Special Agent, Kevin Kendrick, Supervisory Special Agent, and Donald Pettus, former Special Agent in Charge, all of the Federal Bureau of Investigation, Douglas Frazier, Assistant Director for Evaluation and Review, Executive Office of United States Attorneys, and Charles Banks, former United States Attorney for the Eastern District of Arkansas, all of the Department of Justice; and William Kennedy, Rose Law Firm, Little Rock, Arkansas, former Associate Counsel to the President.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 2703–2716; 5 private bills, H.R. 2717–2721; and 2 resolutions, H.J. Res. 130 and H. Con. Res. 117 were introduced.

Page 35420

Reports Filed: Reports were filed as follows:

Report entitled "Revised Subdivision of Budget Totals for fiscal year 1996" (H. Rept. 104–380);

H. Res. 289, waiving points of order against the conference report to H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–381);

H. Res. 290, waiving points of order against the conference report to H.R. 1058, to reform Federal securities litigation (H. Rept. 104–382); and

H.R. 1710, to combat terrorism, amended (H. Rept. 104–383).

Page 35420

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today.

Page 35346

Recess: House recessed at 1:20 p.m. and reconvened at 2 p.m.

Page 35353

Private Calendar: Agreed to dispense with the call of the Private Calender.

Page 35354

Committees to Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Transportation and Infrastructure, and Select Intelligence.

Page 35358

Suspensions: House voted to suspend the rules and pass the following measures:

Big Thicket National Preserve land exchange: H.R. 826, amended, to extend the deadline for the completion of certain land exchanges involving the Big Thicket National Preserve in Texas. Agreed to amend the title;

Page 35358

Amending the Doug Barnard, Jr. Olympic Commemorative Coin Act: H.R. 2336, to amend the Doug Bernard, Jr.—

1996 Atlanta Centennial Olympic Games Commemorative Coin Act;

Page 35359

Commemorative coin authorization and reform: H.R. 2614, to reform the commemorative coin programs for the United States Mint in order to protect the integrity of such programs and prevent losses of Government funds, to authorize the United States Mint to mint and issue platinum and gold bullion coins;

Page 35361

Hopewell Township land conveyance: H.R. 308, to provide for the conveyance of certain lands and improvements in Hopewell Township, Pennsylvania, to a nonprofit organization known as the "Beaver County Corporation for Economic Development" to provide a site for economic development;

Page 35364

James Lawrence King Federal Justice Building: H.R. 255, to designate the Federal Justice Building in Miami, Florida, as the "James Lawrence King Federal Justice Building";

Page 35366

Bruce R. Thompson United States Courthouse: H.R. 395, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building";

Page 35368

Thurgood Marshall United States Courthouse: H.R. 653, to designate the United States courthouse under construction in White Plains, New York, as the "Thurgood Marshall United States Courthouse";

Page 35369

Walter B. Jones Federal Building and United States Courthouse: H.R. 840, to designate the Federal building and United States courthouse located at 215 South Evans Street in Greenville, North Carolina, as the "Walter B. Jones Federal Building and United States Courthouse";

Page 35370

Thomas D. Lambros Federal Building and United States Courthouse: H.R. 869, amended, to designate the Federal building and U.S. Courthouse located at 125 Market Street in Youngstown, Ohio, as the "Thomas D. Lambros Federal Building and U.S. Courthouse" (agreed to by a yea-and-nay vote of 414 yeas, Roll No. 834). Agreed to amend the title;

Pages 35373, 35388

Romano L. Mazzoli Federal Building: H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the "Romano L. Mazzoli Federal Building" (agreed to by a yea-and-nay vote of 415 yeas, Roll No. 835);

Pages 35374, 35389

Judge Isaac C. Parker Federal Building: H.R. 1804, to designate the United States Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, Arkansas, as the "Judge Isaac C. Parker Federal Building" (agreed to by a yea-and-nay vote of 373 yeas to 40 nays, with 2 voting "present", Roll No. 836); and

Pages 35376, 35390

Senior citizens right to work: H.R. 2684, amended, to amend title II of the Social Security Act to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age (agreed to by a yea-and-nay vote of 411 yeas to 4 nays, Roll No. 837).

Pages 35378, 35390

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 35421.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 35388, 35389, 35390. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 9:14 p.m.

Committee Meetings

REVISED SUBDIVISION

Committee on Appropriations: Approved a revised 602(b) subdivision for fiscal year 1996.

FOREIGN BANK SUPERVISION AND DAIWA BANK

Committee on Banking and Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing regarding foreign bank supervision and the Daiwa Bank. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Helfer, Chairman, FDIC; Eugene A. Ludwig, Comptroller of the Currency, Department of the Treasury; Neil Levin, Superintendent of Banks, Banking Department, State of New York; and public witnesses.

ALLEGATIONS OF FDA ABUSES OF AUTHORITY

Committee on Commerce: Subcommittee on Oversight and Investigations concluded hearings on Allegations of FDA Abuses of Authority. Testimony was heard from David A. Kessler, M.D., Commissioner, FDA, Department of Health and Human Services.

CAPITAL MARKETS DEREGULATION AND LIBERALIZATION ACT

Committee on Commerce: Subcommittee on Telecommunications and Finance concluded hearings on H.R. 2131, Capital Markets Deregulation and Liberalization Act of 1995. Testimony was heard from public witnesses.

PARENTS, SCHOOLS AND VALUES

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations held a hearing on Parents, Schools and Values. Testimony was heard from William Bennett, former Secretary of Education; and a public witness.

Hearings continue tomorrow.

CONFERENCE REPORT—COMMERCE, JUSTICE, STATE, AND THE JUDICIARY APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2076, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representatives Rogers, McCollum, Mollohan, Conyers, and Schumer.

CONFERENCE REPORT—SECURITIES LITIGATION REFORM ACT

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1058, Securities Litigation Reform Act, and against its consideration. Testimony was heard from Chairman Bliley and Representatives Fields of Texas and Markey.

IN THE MATTER OF REPRESENTATIVE BARBARA-ROSE COLLINS

Committee on Standards of Official Conduct: Met in executive session and voted a Resolution of Preliminary Inquiry in the matter of Representative Barbara-Rose Collins.

NATURAL DISASTER PROTECTION PARTNERSHIP ACT

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment continued hearings on H.R. 1856, Natural Disaster Protection Partnership Act of 1995. Testimony was heard from Representatives Dreier and Parker; Mozelle W. Thompson, Deputy Assistant Secretary, Government Financial Policy, Department of the Treasury; Jane A. Bullock, Acting Chief of Staff, FEMA; Thomas J. McCool, Associate Director, General Government Division, GAO; and public witnesses.

BOSNIA—INTELLIGENCE SUPPORT TO UNITED STATES FORCES

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Intelligence Support to United States peacekeeping forces in Bosnia. Testimony was heard from departmental witnesses.

Wednesday, December 6, 1995

Senate

Chamber Action

Routine Proceedings, pages 35457–35539

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 1450–1452, and S. Con. Res. 34.

Page 35522

Measures Reported: Reports were made as follows:

H.R. 665, to control crime by mandatory victim restitution, with an amendment in the nature of a substitute. (S. Rept. No. 104–179)

Page 35522

Measures Passed:

Housing for Older Persons Act: By 94 yeas to 3 nays (Vote No. 590), Senate passed H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familian status discrimination prohibitions granted to housing for older persons, after agreeing to a committee amendment in the nature of a substitute.

Page 35484

Flag Desecration: Senate began consideration of a motion to proceed to the consideration of S.J. Res. 31, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

Pages 35457, 35477, 35480, 35508

A motion was entered to close further debate on the motion to proceed to consideration of the resolution and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, December 8, 1995.

Page 35508

Partial-Birth Abortion Ban: Senate resumed consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions, taking action on amendments proposed thereto, as follows:

Page 35492

Pending:

(1) Smith Amendment No. 3080, to provide a life-of-the-mother exception.

Page 35492

(2) Dole Amendment No. 3081 (to Amendment No. 3080), of a perfecting nature.

Page 35492

(3) Pryor Amendment No. 3082, to clarify certain provisions of law with respect to the approval and marketing of certain prescription drugs.

Page 35492

(4) Boxer Amendment No. 3083 (to Amendment No. 3082), to clarify the application of certain provisions with

respect to abortions where necessary to preserve the life or health of the woman.

Page 35492

(5) Brown Amendment No. 3085, to limit the ability of deadbeat fathers and those who consent to the mother receiving a partial-birth abortion to collect relief.

Page 35493

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments pending thereto, on Thursday, December 7, 1995.

Page 35493

Federal Reporting Requirements: Senate concurred in the amendment of the House to S. 790, to provide for the modification or elimination of Federal reporting requirements, with a further amendment proposed thereto, as follows:

Page 35529

Dole (for McCain/Levin) Amendment No. 3086, to make certain technical corrections to the House amendment.

Page 35537

Appointments:

Commission for the Preservation of America's Heritage Abroad: The Chair, on behalf of the President pro tempore, pursuant to Public Law 99–83, appointed the following individuals to the Commission for the Preservation of America's Heritage Abroad: Rabbi Chaskel Besser, of New York, E. William Crotty, of Florida, and Ned Bandler, of New York.

Page 35538

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the administration of export controls; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–100).

Page 35521

Messages From the President: **Page 35521**

Messages From the House: **Page 35521**

Measures Referred: **Page 35521**

Measures Placed on Calendar: **Page 35522**

Measures Read First Time: **Page 35537**

Statements on Introduced Bills: **Page 35522**

Additional Cosponsors: **Page 35524**

Amendments Submitted: **Page 35525**

Authority for Committees: **Page 35526**

Additional Statements: **Page 35526**

Record Votes: One record vote was taken today. (Total–590) **Page 35492**

Adjournment: Senate convened at 10 a.m., and adjourned at 8:01 p.m., until 9 a.m., on Thursday, December 7, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 35538.)

Committee Meetings

BOSNIA

Committee on Armed Services: Committee held hearings to review the Bosnian Peace Agreement, the North Atlantic Council military plan and the proposed mission for United States military forces deployed with the Implementation Force (IFOR), receiving testimony from William J. Perry, Secretary of Defense; Richard C. Holbrooke, Secretary of State for European and Canadian Affairs; and Gen. John M. Shalikashvili, Chairman, Joint Chiefs of Staff.

Committee recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 884, to designate certain public lands in the State of Utah as wilderness, with an amendment in the nature of a substitute;

H.R. 2437, to provide for the exchange of certain lands in Gilpin County, Colorado, in lieu of S. 985;

S. 342, to establish the Cache La Poudre River National Water Heritage Area in the State of Colorado, with an amendment in the nature of a substitute;

H.R. 562, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona; and

S. 509, to authorize the Secretary of the Interior to enter into an appropriate form of agreement with, the town of Grand Lake, Colorado, authorizing the town to maintain permanently a cemetery in the Rocky Mountain National Park.

LANGUAGE OF GOVERNMENT ACT

Committee on Governmental Affairs: Committee held hearings on S. 356, to make English the official language of the Federal Government, receiving testimony from Senator Shelby; Representatives Emerson and Roth; Mauro E. Mujica, U.S. English, Inc., Washington, DC; Lowell Gallaway, Ohio University, Athens; Sayyid Muhammad Syeed, Islamic Society of North America, Plainfield, Indiana; Shahab Oarni, Asian American Union, Baltimore, Maryland; and Miroslava Vukelich, Los Angeles, California.

Hearings were recessed subject to call.

OSHA REFORM

Committee on Labor and Human Resources/Committee on Small Business: Committees concluded joint hearings on S. 1423, to make modifications to certain provisions of the Occupational Safety and Health Act of 1970, focusing on the needs of small businesses, after receiving testimony from Paul Middendorf, Georgia State OSHA Consultation

Program, Atlanta; Mark Hyner, Whyco Chromium Company, Thomaston, Connecticut; Daniel E. Richardson, Latta Road Nursing Homes, Rochester, New York; Earl Bradley, EBAA Iron, Inc., Eastland, Texas; Mike McMichael, McMichael Company, Central, South Carolina; John Cheffer, American Society of Safety Engineers, Des Plaines, Illinois; David Carroll, Woodpro Cabinetry, Inc., Cabool, Missouri, on behalf of the Voluntary Protection Programs Participants' Association; and Robert A. Georgine, Building and Construction Trades Department (AFL-CIO), and Deborah Berkowitz, United Food and Commercial Workers International Union, both of Washington, DC.

NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT

Committee on Indian Affairs: Committee concluded oversight hearings on the implementation of the Native American Graves Protection and Repatriation Act (P.L. 101–601), after receiving testimony from Katherine H. Stevenson, Associate Director, Cultural Resource Stewardship and Partnerships, National Park Service, Department of the Interior; Tessie Naranjo, Santa Clara Pueblo, Espanola, New Mexico, and Dan L. Monroe, Peabody Essex Museum, Salem, Massachusetts, both on behalf of the National Review Committee for NAGPRA; Cecil F. Antone, Gila River Indian Community, Sacaton, Arizona; Elizabeth Blackowl, Pawnee Tribe of Oklahoma, Pawnee, Oklahoma; Walter Echohawk, Native American Rights Fund, Boulder, Colorado; Jesse Taken Alive and Tim Mentz, both of the Standing Rock Sioux Tribe, Fort Yates, North Dakota; and William J. Moynihan, Milwaukee Public Museum, Milwaukee, Wisconsin.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain issues relative to the Whitewater Development Corporation, receiving testimony from John Keeney, Deputy Attorney General, Criminal Division, Joseph Gangloff, Principal Deputy Chief, Public Integrity Section, G. Allen Carver, Principal Deputy Chief, Frauds Section, and Gerald McDowell, Chief of Assets and Forfeiture, all of the Department of Justice.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 2722–2734; 1 private bill, H.R. 2735; and 2 resolutions, H. Con. Res. 118, and H. Res. 292 were introduced.

Page 35693

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996 (H. Rept. 104–384);

H. Res. 291, waiving points of order against the further conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996 (H. Rept. 104–385);

H.R. 1787, to amend the Federal Food, Drug, and Cosmetic Act to repeal the saccharin notice requirement (H. Rept. 104–386); and

H.R. 325, to amend the Clean Air Act to provide for an optional provision for the reduction of work-related vehicle trips and miles traveled in ozone nonattainment areas designated as severe, amended (H. Rept. 105–387).

Pages 35632, 35693

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today.

Page 35540

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, International Relations, National Security, Resources, and Science.

Page 35545

Federal Securities Litigation: By a yea-and-nay vote of 320 yeas to 102 nays with 1 voting "present", Roll No. 839, the House agreed to the conference report on H.R. 1058, to reform Federal securities litigation—clearing the measure for the President.

Page 35554

H. Res. 290, the rule which waived points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 318 yeas to 97 nays with 1 voting "present", Roll No. 838.

Page 35545

Two-Thirds Vote Waiver: H. Res. 260, waiving a requirement of clause 5(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules, was laid on the table.

Page 35554

Bills Re-referred: H.R. 103, to amend title 5, United States Code, to provide that the Civil Service Retirement and disability Fund be excluded from the budget of the United States Government, which was referred to the Committee on Government Reform and Oversight, was re-referred to the Committee on the Budget as the primary committee;

Page 35571

H.R. 564, to provide that receipts and disbursements of the Highway Trust Fund, the Airport and Airway Trust Fund, the Inland Waterways Trust Fund, and the Harbor Maintenance Trust Fund shall not be included in the totals of the budget of the United States Government as submitted by the President or the congressional budget, which was referred to the Committee on Government Reform and oversight, was discharged from that committee's consideration and re-referred to the Committee on the Budget as the primary committee and in addition to the Committee on Transportation and Infrastructure; and

Page 35571

H.R. 842, to provide for off-budget treatment for the Highway Trust Fund, the Airport and Airway Trust Fund, the Inland Waterways Trust Fund, and the Harbor Trust Fund, which was referred to the Committee on Government Reform and Oversight, was discharged from that committee's consideration and re-referred to the Committee on Transportation and infrastructure as the primary committee and in addition to the Committee on the Budget.

Page 35572

Maritime Security: House passed H.R. 1350, to amend the Merchant Marine Act, 1936, to revitalize the United States-flag merchant marine.

Page 35578

Agreed To:

The Bateman amendment, as modified, made in order by the rule; and

Page 35588

The Bateman amendment that provides that the Secretary shall accept applications for enrollment of vessels in the fleet no later than 30 days after enactment.

Page 35593

H. Res. 287, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 35572

Agreed to the Quillen amendment that provided 20 minutes instead of 10 minutes of debate on the amendment made in order by the rule.

Page 35572

Commerce-State-Justice Appropriations: By a yea-and-nay vote of 256 yeas to 166 nays, Roll No. 841, the House agreed to the conference report on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Page 35605

By a yea-and-nay vote of 190 yeas to 231 nays, Roll No. 840, rejected the Skaggs motion to recommit the conference report to the committee of conference with instructions that within the scope of the differences committed to them, the House conferees insist that the funds intended for community policing block grants be provided instead for the COPS Program.

Page 35630

H. Res. 289, the rule which waived points of order against the conference report, was agreed to earlier by a voice vote.

Page 35595

Presidential Veto Message—Budget Reconciliation: Read a message from the President wherein he announces his veto of H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996; and explains his reasons therefor—ordered printed (H. Doc. 104–141).

Page 35656

Agreed to the Kolbe motion to refer the veto message and the bill accompanying bill to the Committee on the Budget.

Page 35657

Meeting Hour: Agreed that the House will meet at 11 a.m. on Thursday, December 7.

Page 35657

Presidential Message—Export Licenses: Read a message from the President wherein he reports he has issued an Executive order to revise the existing procedures for processing export license applications submitted to the Department of Commerce—referred to the Committee on International Relations and ordered printed (H. Doc. 104–142).

Page 35658

Senate Messages: Messages received from the Senate today appear on page 35540.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 35553, 35571, 35630, 35631. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:14 p.m.

Committee Meetings

OFFICE OF RISK ASSESSMENT AND COST-BENEFIT ANALYSIS

Committee on Agriculture: Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review the USDA's Office of Risk Assessment and Cost-Benefit Analysis. Testimony was heard from the following officials of the USDA: Alwynelle Ahl, Director, Office of Risk Assessment and Cost-Benefit Analysis; and Keith Collins, Chief Economist.

OVERSIGHT—PACIFIC NORTHWEST POWER SYSTEM

Committee on Commerce: Subcommittee on Energy and Power held an oversight hearing on the Pacific Northwest Power System. Testimony was heard from Randall W. Hardy, Administrator and CEO, Bonneville Power Administration, Department of Energy; and public witnesses.

PARENTS, SCHOOLS, AND VALUES

Committee on Economic and Educational Opportunities: Subcommittee on Oversight and Investigations concluded hearings on Parents, Schools, and Values. Testimony was heard from public witnesses.

GOVERNMENT SHUTDOWN: WHAT'S ESSENTIAL?

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Government Shutdown: What's Essential? Testimony was heard from Walter Broadnax, Deputy Secretary, Department of Health and Human Services; Dwight Robinson, Acting Deputy Secretary, Department of Housing and Urban Development; Thomas P. Glynn, Deputy Secretary, Department of Labor; George Munoz, Assistant Secretary, Management and Chief Financial Officer, Department of the Treasury; Eugene A. Brickhouse, Assistant Secretary, Human Resources and Administration, Department of Veterans Affairs; Shirley A. Chater, Commissioner, SSA; John A. Koskinen, Deputy Director, Management, OMB; Christopher H. Schroeder, Deputy Assistant Attorney General, Office of Legal Policy, Department of Justice; and Allan D. Heuerman, Associate Director, Human Resources Systems Service, OPM.

D.C. FISCAL PROTECTION ACT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia held a hearing on H.R. 2661, District of Columbia Fiscal Protection Act of 1995. Testimony was heard from Representative Gekas; Edward DeSeve, Controller, OMB; Andrew Brimmer, Chairman, District of Columbia Financial Responsibility and Management Assistance Authority; the following officials of the District of Columbia: Marion Barry, Mayor; Anthony Williams, Chief Financial Officer; Michel Rogers, City Administrator; and Marlene Kelly, Deputy Commissioner for Public Health; and public witnesses.

UNITED STATES POLICY TOWARD BOSNIA

Committee on International Relations: Continued hearings on United States policy toward Bosnia. Testimony was heard from Jeane Kirkpatrick, former Permanent U.S. Representative to the United Nations; John Bolton, former Assistant Secretary, Department of State; and Brent Scowcroft, former National Security Advisor.

The Committee also held a briefing on this subject. The Committee was briefed by Lt. Gen. Rupert Smith, USA, Commander, U.N. Protection Force in Bosnia; Adm. Eugene J. Carroll, USN (Ret.), former Director, Operations for the Commander-in-Chief, U.S. European Command; James Schlesinger, former Secretary of Defense; and Richard Perle, former Assistant Secretary, Department of Defense.

MISCELLANEOUS MEASURES; U.S. SECURITY INTERESTS IN SOUTH ASIA

Committee on International Relations: Subcommittee on Asia and the Pacific approved for full Committee action the following measures: H. Res. 274, amended, concerning Burma and the U.N. General Assembly; and H. Con. Res. 117, concerning writer, political philosopher, human rights advocate, and Nobel Peace prize nominee Wei Jingsheng.

The Subcommittee also held a hearing on U.S. Security Interests in South Asia. Testimony was heard from Robin L. Raphael, Assistant Secretary, South Asian Affairs, Department of State; Bruce O. Riedel, Deputy Assistant Secretary, Near Eastern and South Asian Affairs, Department of Defense; and public witnesses.

UNITED STATES GROUND FORCES IN BOSNIA

Committee on National Security: Continued hearings on the proposed deployment of United States ground forces to Bosnia. Testimony was heard from the following officials of the Department of Defense: Walter B. Slocombe, Under Secretary, Policy; and Lt. Gen. H.M. Estes, III, USAF, Director for Operations (J–3), The Joint Staff; and Christopher Hill, Director, Office of South Central European Affairs, Department of State.

RADIOACTIVE MATERIAL DISPOSAL

Committee on National Security: Subcommittee on Military Research and Development and Subcommittee on Fisheries, Wildlife and Oceans of the Committee on Resources held a joint hearing on the disposal of radioactive material and other toxic waste in oceans and tributaries. Testimony was heard from Ambassador David A. Colson, Acting Assistant Secretary, Oceans, International Environment, Department of State; from the following officials of the Department of Defense: Sherri W. Goodman, Deputy Under Secretary, Environmental Security; and RAdm. Marc Pelaez, USN, Chief, Naval Research, Department of the Navy; Lawrence K. Gershwin, National Intelligence Council, CIA; Philip Valant, Naval Research Laboratory, John C. Stennis Space Center, NASA; Lewis Nagy, Assistant Commissioner, Policy and Planning, Department of Environmental Protection, State of New Jersey; and public witnesses.

CONFERENCE REPORT—VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996, and against its consideration. The rule further waives points of order against the motion printed in the joint explanatory statement of the committee on conference to dispose of the amendment of the Senate 63. Finally, the rule provides that if the conference report is adopted, then a motion that the House insist on its disagreement to Senate amendment 63 shall be debatable for 1 hour. Testimony was heard from Representative Lewis of California.

SUPERFUND RESEARCH AND DEVELOPMENT

Committee on Science: Subcommittee on Energy and Environment held a hearing on Superfund Research and Development: The Role of R&D in a Reformed Superfund. Testimony was heard from Robert J. Huggett, Assistant Administrator, Research and Development, EPA; and Lawrence J. Dyckman, Associate Director, Resources, Community, and Economic Development Division, GAO.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

CURRENT WELFARE REFORM SUCCESS STORIES

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on current welfare reform success stories. Testimony was heard from Carmen Nazario, Secretary, Department of Health and Social Services, State of Delaware; Stephanie Comai-Page, Social Welfare Policy Advisor and Federal Liaison for the Director, Department of Social Services, State of Michigan; Joseph Gallant, Commissioner, Department of Transitional Assistance, State of Massachusetts; Edward L. Schilling, Director, Fond du Lac County, Department of Social Services, Fond du Lac, State of Wisconsin; and public witnesses.

Joint Meetings

TELECOMMUNICATIONS COMPETITION AND DEREGULATION ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—VA/HUD

Conferees agreed to file a further conference report on the differences between the Senate- and House-passed versions of H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996.

BOSNIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission held hearings to examine the documentation of crimes against humanity in Bosnia and Herzegovina and Croatia, receiving testimony from David Rohde, Christian Science Monitor, Boston, Massachusetts; Barbara C. Wolf, Albany, New York, on behalf of AmeriCares; and Ivan Lupis, Human Rights Watch/Helsinki, New York, New York.

Commission recessed subject to call.

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Thursday, December 7, 1995

Senate

Chamber Action

Routine Proceedings, pages 25777–35916

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 1453–1460, and S. Res. 198.

Page 35893

Measures Reported: Reports were made as follows:

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1996" (S. Rept. No. 104–180)

S. 1459, to provide for uniform management of livestock grazing on Federal land. (S. Rept. No. 104–181)

S. 776, to reauthorize the Atlantic Striped Bass Conservation Act and the Anadromous Fish Conservation Act, with an amendment in the nature of a substitute. (S. Rept. No. 104–182)

S. 956, to amend title 28, United States Code, to divide the ninth judicial circuit of the United States into two circuits, with an amendment in the nature of a substitute.

S. 1340, to require the President to appoint a Commission on Concentration in the Livestock Industry, with an amendment in the nature of a substitute.

Page 35896

Measures Passed:

Partial-Birth Abortion Ban: By 54 yeas to 44 nays (Vote No. 596), Senate passed H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions, after taking action on amendments proposed thereto, as follows:

Page 35845

Adopted:

(1) Smith Amendment No. 3080, to provide a life-of-the-mother exception.

Page 35845

(2) By a unanimous vote of 98 yeas (Vote No. 592), Dole Amendment No. 3081 (to Amendment No. 3080), of a perfecting nature.

Page 35845

(3) Brown Amendment No. 3085, to limit the ability of dead beat fathers and those who consent to the mother receiving a partial-birth abortion to collect relief.

Page 35886

(4) Brown Amendment No. 3090, to limit liability under this Act to the physician performing the procedure involved.

Page 35887

(5) Smith Amendment No. 3091, to strike the affirmative defense provisions.

Page 35887

Rejected:

By 47 yeas to 51 nays (Vote No. 593), Boxer Amendment No. 3083 (to Amendment No. 3082), to clarify the application of certain provisions with respect to abortions where necessary to preserve the life or health of the woman.

Page 35845

By 44 yeas to 53 nays (Vote No. 595), Feinstein/Simpson Amendment No. 3092, in the nature of a substitute.

Page 35887

Withdrawn:

Pryor Amendment No. 3082, to clarify certain provisions of law with respect to the approval and marketing of certain prescription drugs.

Page 35886

Smith (for DeWine/Dodd) Amendment No. 3088 (to Amendment No. 3082), to express the sense of the Senate that the Senate Committee on the Judiciary should conduct hearings to investigate the effect of the new patent provisions of title 35, United States Code, (as amended by the Uruguay Round Agreements Act) on the approval of generic drugs. (By 48 yeas to 49 nays, 1 responding present (Vote No. 594), Senate failed to table the amendment.)

Page 35861

Subsequently, the amendment fell when Amendment No. 3028, listed above, was withdrawn.

Technical Changes: Senate agreed to S. Res. 198, to make certain technical changes to S. Res. 158.

Page 35914

Technical Corrections: Committee on Indian Affairs was discharged from further consideration of S. 1431, to make certain technical corrections in laws relating to Native Americans, and the bill was then passed.

Page 35915

Commerce/Justice/State/Judiciary Appropriations—Conference Report: By 50 yeas to 48 nays (Vote No. 591), Senate agreed to the conference report on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, clearing the measure for the President.

Page 25787

ICC Termination Act—Conferees: Senate insisted on its amendment to H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Pressler, Stevens, Burns, Lott, Hutchison, Ashcroft, Hollings, Inouye, Exon, Rockefeller, and Breaux.

Page 35914

Flag Desecration—Agreement: A unanimous-consent agreement was reached providing for the consideration of S.J. Res. 31, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, on Friday, December 8, 1995.

Page 35893

Subsequently, the pending cloture vote on the motion to proceed to consideration of the resolution, scheduled for Friday, December 8, 1995, was vitiated.

Page 35893

Start II Treaty—Agreement: A unanimous-consent agreement was reached providing for the consideration of The Treaty with the Russian Federation for Further Reduction and Limitation of Strategic Offensive Arms (the START II Treaty) (Treaty Doc. No. 103–1).

Page 35916

Nominations Received: Senate received the following nominations:

Charles N. Clevert, Jr., of Wisconsin, to be United States District Judge for the Eastern District of Wisconsin.

Bernice B. Donald, of Tennessee, to be United States District Judge for the Western District of Tennessee.

Charles H. Twining, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to serve concurrently and without additional compensation as Ambassador of the United States of America to the Republic of Equatorial Guinea.

29 Air Force nominations in the rank of general.

Page 35916

Messages From the House: **Page 35896**

Measures Placed on Calendar: **Page 35896**

Executive Reports of Committees: **Page 35896**

Statements on Introduced Bills: **Page 35897**

Additional Cosponsors: **Page 35909**

Amendments Submitted: **Page 35910**

Notices of Hearings: **Page 35910**

Authority for Committees: **Page 35911**

Additional Statements: **Page 35912**

Record Votes: Six record votes were taken today. (Total—596) **Pages 35845, 35861, 35886, 35891, 35892**

Adjournment: Senate convened at 9 a.m., and adjourned at 11:17 p.m., until 10 a.m., on Friday, December 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 35916.)

Committee Meetings

PROHIBITION OF RETROACTIVE TAX INCREASES

Committee on Governmental Affairs: Committee held hearings on S. 94, to prohibit the House of Representatives or the Senate from considering any measure that increases a tax and applies such increase to taxable years beginning before the date of the enactment of the law, receiving testimony from Senators Coverdell and Hutchison; Joseph E. Schmitz, Besozzi, Gavin, Craven, and Schmitz, Nancy L. Mitchell, Citizens for a Sound Economy, Peter Ferrara, Americans For Tax Reform, and Rick Rule, Covington and Burling, all of Washington, D.C.; Wayne Nelson, Winner, South Dakota, on behalf of Communicating for Agriculture, Inc.; and Robert J. Proctor, Southeastern Legal Foundation, Atlanta, Georgia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Hugh Lawson, to be United States District Judge for the Middle District of Georgia, Patricia A. Gaughan, to be United States District Judge for the Northern District of Ohio, John Thomas Marten, to be United States District Judge for the District of Kansas, and Tommy Edward Jewel III, of New Mexico, to be a Member of the Board of Directors of the States Justice Institute;

S. 956, to amend title 28, United States Code, to divide the ninth judicial circuit of the United States into two circuits, with an amendment in the nature of a substitute; and

S. 1340, to direct the President to appoint a Commission on Concentration in the Livestock Industry to review and report on specified meat packing industry matters, including certain studies, effects of antitrust laws, and prices, with an amendment in the nature of a substitute.

SENATE TECHNOLOGY MANAGEMENT

Committee on Rules and Administration: Committee held hearings to examine information management issues relative to United States Senate technology, receiving testimony from Christopher Hoenig, Director of Information Management Issues, General Accounting Office; Commander Craig B. Luigart, Program Manager, Information Network Project Office, Department of the Navy; Kimberly Jenkins, Highway 1, Washington, D.C.; William A. Ruh, MITRE Corporation, McLean, Virginia; Ron J. Ponder, AT&T, Basking Ridge, New Jersey; and Carl B. Patch, Mobil Oil, Fairfax, Virginia.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 2736–2751; 2 private bills, H.R. 2752–2753; and 1 resolution, H. Res. 294 were introduced.

Page 35774

Reports Filed: Reports were filed as follows:

H. Res. 293, providing for consideration of H.R. 2621, to enforce the public debt limit and to protect the social security trust funds and other Federal trust funds and accounts invested in public debt obligations (H. Rept. 104–388);

H.R. 394, to amend title 4 of the United States Code to limit State taxation of certain pension income, amended (H. Rept. 104–389); and

H.R. 2196, to amend the Stevenson-Wydler Technology Innovation Act of 1980 with respect to inventions made under cooperative research and development agreements, amended (H. Rept. 104–390).

Page 35774

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shaw to act as Speaker pro tempore for today.

Page 35738

VA–HUD Appropriations: By a yea-and-nay vote of 227 yeas to 190 nays, Roll No. 844, the House agreed

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to the conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996.
Page 35738

House receded from its disagreement to the Senate amendment numbered 63, regarding funding for the Corporation for National and Community Service, with an amendment—clearing the measure for Senate action.
Page 35738

By a yea-and-nay vote of 198 yeas to 219 nays, Roll No. 843, rejected the Obey motion to recommit the conference report to the committee of conference with instruction that the House conferees insist on the House position to Senate amendment numbered 4, regarding funding for Veterans Administration's medical care.
Page 35737

H. Res. 291, the rule which waived points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 242 yeas to 175 nays, Roll No. 842.
Page 25716

Legislative Program: The Majority Leader announced the legislative program for the week of December 11. Agreed to adjourn from Thursday to Monday.
Page 25739

Recess Authority: It was made in order for the Speaker to declare a recess at any time on Tuesday, December 12, 1995, subject to the call of the Chair, for the purpose of receiving in Joint Meeting His Excellency Shimon Peres, Prime Minister of Israel.
Page 35740

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, December 13.
Page 35740

Ryan White Comprehensive AIDS Resources: House insisted on its amendments to S. 641, amended, to amend the Public Health Service Act to revise and extend programs established pursuant to the Ryan White Comprehensive AIDS Resources Emergency Act of 1990; and agreed to a conference. Appointed as conferees: Representatives Bliley, Bilirakis, Coburn, Waxman, and Studds.
Page 35741

Federal Reporting Requirements: House agreed to the Senate amendments to the House amendment to S. 790, to provide for the modification or elimination of Federal reporting requirements—clearing the measure for the President.
Page 35741

Debt Limit Increase: House agreed to the Archer motion to refer to the Committee on Ways and Means the veto message and accompanying bill on H.R. 2586, to provide for a temporary increase in the public debt limit.
Page 35741

Quorum Calls—Votes: Three yea-and-nays votes developed during the proceedings of the House today and appear on pages 35721, 35737, 35738. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 7:35 p.m.

Committee Meetings

FARMER MAC STATUS; FARMER MAC REFORM ACT

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry held a hearing on the Status of the Federal Agricultural Mortgage Corporation (Farmer Mac) and on H.R. 2130, Farmer Mac Reform Act of 1995. Testimony was heard from the following officials of the Farm Credit Administration: Marsha P. Martin, Chairman; and Eugene Branstool, Chairman, Federal Agricultural Mortgage Corporation (Farmer Mac); and Charles O. Sethness, Manager, Finance Department, Inter-American Development Bank.

SMITHSONIAN INSTITUTION SESQUICENTENNIAL COMMEMORATIVE COIN

Committee on Banking and Financial Services: Subcommittee on Domestic and International Monetary Policy approved for full Committee action amended H.R. 2627, Smithsonian Institution Sesquicentennial Commemorative Coin Act of 1995.

MISCELLANEOUS MEASURE; DEMOCRACY, RULE OF LAW AND POLICE TRAINING ASSISTANCE

Committee on International Relations: Ordered reported amended H. Con. Res. 117, concerning writer, political philosopher, human rights advocate, and Nobel Peace prize nominee Wei Jingsheng.

The Committee also held a hearing on Democracy, Rule of Law and Police Training Assistance. Testimony was heard from the following officials of the Department of State: Timothy Wirth, Under Secretary, Global Affairs; and Ambassador Robert Gelbard, Assistant Secretary, Bureau for International Narcotics and Law Enforcement Affairs; J. Brian Atwood, Administrator, AID, U.S. International Development Cooperation Agency; Jamie S. Gorelick, Deputy Attorney General, Department of Justice; and Penn Kemble, Deputy Director, U.S. Information Agency.

BANKRUPTCY JUDGESHIP ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 2604, Bankruptcy Judgeship Act of 1995. Testimony was heard from Paul A. Magnuson, Chief Judge, U.S. District Court of Minnesota and Chairman, Committee on Administration of the Bankruptcy System, U.S. Judicial Conference; Paul Mannes, Chief Bankruptcy Judge, District of Maryland, Chairman, Advisory Committee on Bankruptcy, U.S. Judicial Conference; William A. Anderson, Bankruptcy Judge, Western District of Virginia; and a public witness.

EQUAL OPPORTUNITY ACT

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.R. 2128, Equal Opportunity Act of 1995. Testimony was heard from Representatives Molinari, Fowler, and Jackson-Lee; Deval Patrick, Assistant Attorney General, Civil Rights Division, Department of Justice; and public witnesses.

ANTICOUNTERFEITING CONSUMER PROTECTION

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 2511, Anticounterfeiting Consumer Protection Act of 1995. Testimony was heard from Philip G. Hampton II, Assistant Commissioner for Trademarks, Patent and Trademark Office, Department of Commerce; Leonard S. Walton, Deputy Assistant Commissioner, Office of Investigations, U.S. Customs Service, Department of the Treasury; and public witnesses.

OVERSIGHT—"COPS" PROGRAM

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the "COPS" Program, authorized by the Public Safety Partnership and Community Policing Act of 1994 (Title I of the Violent Crime Control and Law Enforcement Act of 1994). Testimony was heard from the following officials of the Office of Community Oriented Policing Services, Department of Justice: Joseph E. Brann, Director; Benjamin Tucker, Deputy Director; and L. Anthony Sutin, Deputy Director, Administration.

OVERSIGHT—AGRICULTURAL GUEST WORKER PROGRAMS

Committee on the Judiciary: Subcommittee on Immigration and Claims held an oversight hearing on agricultural guest worker programs. Testimony was heard from John Fraser, Deputy Administrator, Wage and Hour Division, Department of Labor; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full committee action H.J. Res. 70, authorizing the Alpha Phi Alpha Fraternity to establish a memorial to Martin Luther King, Jr. in the District of Columbia.

Prior to this action, the Subcommittee held a hearing on H.J. Res. 70 and the following measures: H.R. 810, Revolutionary War and War of 1812 Historic Preservation Study Act of 1995; and H.R. 970, to improve the administration of the Women's Rights National Historical Park in the State of New York. Testimony was heard from Representatives Dixon, Morella, and Deal of Georgia; Denis Galvin, Associate Director, Planning Professional Services, National Park Service, Department of the Interior; and a public witness.

PUBLIC DEBT LIMIT ENFORCEMENT

Committee on Rules: Granted, by voice vote, a closed rule providing for consideration of H.R. 2621, to enforce the public debt limit and to protect the Social Security trust funds and other Federal trust funds and accounts invested in public debt obligations. The rule provides for the adoption of the amendment recommended by the Committee on Ways and Means printed in the report of the Committee on Rules. The rule also provides 1 hour of debate. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Archer and Representative Gibbons.

FAA R&D PROGRAMS—INDUSTRY PERSPECTIVE

Committee on Science: Subcommittee on Technology held a hearing on An Industry Perspective of FAA R&D Programs. Testimony was heard from Robert E. Whitehead, Associate Administrator, Office of Aeronautics, NASA; Alan R. Thomas, Deputy Assistant Administrator, Oceanic and Atmospheric Research, NOAA, Department of Commerce; William Laynor, Chief Technical Advisor, National Transportation Safety Board.

COMMITTEE BUSINESS

Committee on Standard of Official Conduct: Met in executive session to consider pending business.

IN THE MATTER OF REPRESENTATIVE NEWT GINGRICH

Committee on Standards: On December 6, the Committee met in executive session and unanimously voted a Resolution of Preliminary Inquiry and will hire a special counsel in the matter of Representative Gingrich.

PUBLIC AIRCRAFT AND SPECIAL PURPOSE AIRCRAFT

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Regulation of Public Aircraft by the FAA under Public Law 103–411 and on proposed restrictions on the use of Certain Special Purpose Aircraft under H.R. 1320, Special Purpose Aircraft Safety Act of 1995, Testimony was heard from Senator Pressler; Anthony Broderick, Associate Administrator, Regulations and Certification, FAA, Department of Transportation; and Claudia Schechter, Director, Operations, Office of Aircraft Service, Department of the Interior, and public witnesses.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action and following bills: H.R. 2061, to designate the Federal building located at 1550 Dewey Avenue, Baker City, OR as the "David J. Wheeler Federal Building;" H.R. 2111, amended, to designate the Social Security Administration's Western Program Service Center located at 1221 Nevin Avenue, Richmond, CA, as the "Francis J. Hagel Building;" H.R. 2305, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, VA as the "Albert V. Bryan United States Courthouse;" H.R. 2481, to designate the Federal Triangle project under construction at 14th Street and Pennsylvania Avenue, NW, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center;" H.R. 2504, to designate the Federal building located at the corner of Patton Avenue and Otis Street, and the U.S. Courthouse located on Otis Street, in Asheville, NC, as the "Veach-Baley Federal Complex;" H.R. 2547, to designate the U.S. Courthouse located at 800 Market Street in Knoxville, TN, as the "Howard H. Baker, Jr. United States Courthouse;" H.R. 2556, to redesignate the Federal building located at 345 Middlefield Road in Menlo Park, CA, and known as the Earth Sciences and Library Building, as the "Vincent E. McKelvey Federal Building;" and S. 369, to designate the Federal Courthouse in Decatur, AL., as the "Seybourn H. Lynne Federal Courthouse."

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Eshoo, Cooley, Miller of California, Moran, Seastrand, Duncan, and Cramer.

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Friday December 8, 1995

Senate

Chamber Action

Routine Proceedings, pages 35936–35989

Measures Introduced: One bill was introduced, as follows: S. 1461.

Page 35971

Measures Reported: Reports were made as follows:

S. 907, to amend the National Forest Ski Area Permit Act of 1986 to clarify the authorities and duties of the Secretary of Agriculture in issuing ski area permits on National Forest System lands and to withdraw lands within ski area permit boundaries from the operation of the mining and mineral leasing laws, with an amendment in the nature of a substitute. (S. Rept. No. 104–183)

Page 35971

Flag Desecration: Senate began consideration of S.J. Res. 31, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

Pages 35936, 35947, 35956

A unanimous-consent agreement was reached providing for further consideration of the resolution and certain amendments to be proposed thereto.

Page 35958

Senate will continue consideration of the resolution on Monday, December 11, 1995.

Nominations Received: Senate received the following nominations:

C. Lynwood Smith, of Alabama, to be United States District Judge for the Northern District of Alabama.

Page 35989

Nomination Withdrawn: Senate received the notification of the withdrawal of the following nomination:

C. Richard Allen, of Maryland, to be a Managing Director of the Corporation for National and Community Service, which was sent to the Senate on June 6, 1995.

Page 35989

Communications: **Page 35971**

Statements on Introduced Bills: **Page 35971**

Additional Cosponsors: **Page 35979**

Adjournment: Senate convened at 10 a.m., and adjourned at 2:40 p.m., until 12 noon, on Monday, December 11, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 35989.)

Committee Meetings

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Ralph R. Johnson, of Virginia, to be Ambassador to the Slovak Republic, after the nominee testified and answered questions in his own behalf.

WHITEWATER

Special Committee To Investigate the Whitewater Development Corporation and Related Matters: Committee met and approved the issuance of subpoenas to obtain certain information and documents relative to the committee's Whitewater investigation.

Committee will meet again on Monday, December 11.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at 12 noon on Monday, December 11.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Resources: Held a hearing on the following bills: H.R. 2706, to authorize the Secretary of the Interior to accept from a State donations of services of State employees to perform hunting management functions in a National Wildlife Refuge in a period of Government budgetary shutdown; and H.R. 2677, National Parks and National Wildlife Refuge Systems Freedom Act of 1995. Testimony was heard from Senator Kyl; Representatives Lincoln and Hutchinson; George T. Frampton, Jr., Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior; and a public witness.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for November, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, December 11, 1995

Senate

Chamber Action

Routine Proceedings, pages 36003–36071

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1462–1467, and S.J. Res. 43.
Page 36062

Flag Desecration: Senate resumed consideration of S.J. Res. 31, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, taking action on amendments proposed thereto, as follows:
Pages 36014, 36035

Adopted:

Hatch/Heflin/Feinstein Amendment No. 3094, in the nature of a substitute.
Page 36023

Pending:

Biden Amendment No. 3093, in the nature of a substitute.
Page 36018

Hollings Amendment No. 3095, to propose a balanced budget amendment to the Constitution of the United States.
Page 36025

Hollings Amendment No. 3096, to propose a balanced budget amendment to the Constitution of the United States.
Page 36028

McConnell Amendment No. 3097, in the nature of a substitute.
Page 36043

Senate will continue consideration of the resolution on Tuesday, December 12, 1995, with votes to occur thereon.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on the Bosnian Serb Sanctions; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–101).
Page 36060

Transmitting the report on ordering the selected reserve of the armed forces to active duty; referred to the Committee on Armed Services. (PM–102).
Page 36062

Nominations Received: Senate received the following nominations:

Princeton Nathan Lyman, of Maryland, to be an Assistant Secretary of State.

Alfred C. DeCotiis, of New Jersey, to be a Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Joseph Lane Kirkland, of the District of Columbia, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Tom Lantos, of California, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Jeanne Moutoussamy-Ashe, of New York, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Toby Roth, of Wisconsin, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

A routine list in the Navy.
Page 36071

Messages From the President: **Page 36060**

Communications: **Page 36062**

Statements on Introduced Bills: **Page 36063**

Additional Cosponsors: **Page 36064**

Amendments Submitted: **Page 36064**

Additional Statements: **Page 36066**

Adjournment: Senate convened at 12 noon, and adjourned at 6:31 p.m., until 9 a.m., on Tuesday, December 12, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 36071.)

Committee Meetings

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain issues relative to the Whitewater Development Corporation, receiving testimony from Margaret A. Williams, Assistant to the President and Chief of Staff to the First Lady; Diane Blair, University of Arkansas, Fayetteville; and Robert Barnett and Ingram Barlow, both of Williams and Connolly, Washington, D.C.

Hearings continue on Wednesday, December 13.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 2754–2756 were introduced.

Page 36002

Reports Filed: Reports were filed as follows:

H.R. 2538, to make clerical and technical amendments to title 18, United States Code, and other provisions of law relating to crime and criminal justice (H. Rept. 104–391);

H.R. 1533, to amend title 18, United States Code, to increase the penalty for escaping from a Federal prison (H. Rept. 104–392);

H.R. 2418, to improve the capability to analyze deoxyribonucleic acid, amended (H. Rept. 104–393);

H.R. 2685, to repeal the Medicare and Medicaid Coverage Data Bank (H. Rept. 104–394, Part 1);

H.R. 2243, to amend the Trinity River Basin Fish and Wildlife Management Act of 1984, to extend for three years the availability of moneys for the restoration of fish and wildlife in the Trinity River, amended (H. Rept. 104–395);

H.R. 1745, to designate certain public lands in the State of Utah as wilderness, amended (H. Rept. 104–396); and

H.R. 2289, to amend title 38, United States Code, to extend permanently certain housing programs, to improve the veterans employment and training system, and to make clarifying and technical amendments to further clarify the employment and reemployment rights and responsibilities of members of the uniformed services, as well as those of the employer community (H. Rept. 104–397).

Page 36001

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Young of Florida to act as Speaker pro tempore for today.

Page 35990

Presidential Messages: Read the following messages from the President:

Coast Guard: Message wherein he notifies Congress that as authorized, with respect to the Coast Guard, the Secretary of Defense and the Secretary of Transportation to order to active duty any units, and any individual members not assigned to a unit organized to serve as a unit, of the Selected Reserve to perform such missions the Secretary of Defense may determine necessary due to the deployment of United States forces to conduct operational missions in and around the former Yugoslavia—referred to the Committee on National Security and ordered printed (H. Doc. 104–144); and

Page 35990

Bosnia emergency: Message wherein he discusses Administration actions related to the exercise of powers conferred by the declaration of a national emergency to deal with the threat to the national security, foreign policy, and economy of the United States arising from actions and policies of the Governments of Serbia and Montenegro—referred to the Committee on International Relations and ordered printed (H. Doc. 104–145).

Page 35990

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 36001

Senate Messages: Messages received from the Senate today and appear on page 35990.

Quorum Calls—Votes: No quorum calls or votes developed during proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:18 p.m.

Committee Meetings

No Committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆◆

Tuesday, December 12, 1995

Senate

Chamber Action

Routine Proceedings, pages 36075–36153

Measures Introduced: Four bills were introduced, as follows: S. 1468–1471.

Page 36147

Measures Reported: Reports were made as follows:

H. Con. Res. 42, supporting a resolution to the long-standing dispute regarding Cyprus.

S. 602, to amend the NATO Participation Act of 1994 to expedite the transition to full membership in the North Atlantic Treaty Organization of European countries emerging from communist domination, with an amendment.

S. 991, to amend title 38, United States Code, and other statutes, to extend VA's authority to operate various programs, collect copayments associated with provision of medical benefits, and obtain reimbursement from insurance companies for care furnished, with an amendment in the nature of a substitute.

S. 1465, to extend au pair programs.

S.J. Res. 43, expressing the sense of Congress regarding Wei Jingsheng; Gedhun Choekyi Nyima, the next Panchen Lama of Tibet; and the human rights practices of the Government of the People's Republic of China.

S. Con. Res. 14, urging the President to negotiate a new base rights agreement with the Government of Panama to permit United States Armed Forces to remain in Panama beyond December 31, 1999.

S. Con. Res. 25, concerning the protection and continued viability of the Eastern Orthodox Ecumenical Patriarchate.

Page 36141

Measure Rejected:

Flag Desecration: By 63 yeas to 36 nays (Vote No. 600), two-thirds of Senators voting, a quorum being present, not having voted in the affirmative, Senate failed to pass S.J. Res. 31, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, after taking action on amendments proposed thereto, as follows:

Page 36075

Rejected:

By 5 yeas to 93 nays (Vote No. 597), Biden Amendment No. 3093, in the nature of a substitute.

Page 36094

By 28 yeas to 71 nays (Vote No. 599), McConnell Amendment No. 3097, in the nature of a substitute.

Page 36095

Withdrawn:

Hollings Amendment No. 3096, to propose a balanced budget amendment to the Constitution of the United States.

Page 36095

During consideration of this measure today, Senate also took the following action:

By 91 yeas to 8 nays (Vote No. 598), Senate sustained a point of order against Hollings Amendment No. 3095, to propose a balanced budget amendment to the Constitution of the United States, as being in violation of the consent agreement of December 8, 1995, which states that all amendments must be relevant to the subject matter of flag desecration, and the amendment thus fell.

Page 36094

Bosnia Deployment: Committee on Foreign Relations was discharged from further consideration of H.R. 2606, to prohibit the use of funds appropriated to the Department of Defense from being used for the deployment on the ground of United States Armed Forces in the Republic of Bosnia and Herzegovina as part of any peacekeeping operation, or as part of any implementation force, unless funds for such deployment are specifically appropriated by law, and Senate began consideration thereon.

Pages 36097, 36099

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, December 13, 1995, with a vote to occur thereon at 12:30 p.m.

Page 36135

Nominations Received: Senate received the following nominations:

A. E. Dick Howard, of Virginia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term of six years.

James P. Jones, of Virginia, to be United States District Judge for the Western District of Virginia.

Cheryl B. Wattley, of Texas, to be United States District Judge for the Northern District of Texas.

Page 36153

Messages From the House: **Page 36141**

Executive Reports of Committees: **Page 36142**

Statements on Introduced Bills: **Page 36147**

Additional Cosponsors: **Page 36148**

Authority for Committees: **Page 36149**

Additional Statements: **Page 36149**

Record Votes: Four record votes were taken today. (Total–600) **Pages 36094, 36095, 36096, 36097**

Adjournment: Senate convened at 9 a.m., and adjourned at 9:47 p.m., until 9 a.m., on Wednesday, December 13, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 36152.)

Committee Meetings

IRAN FOREIGN OIL SANCTIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 1228, to impose sanctions on foreign persons exporting petroleum products, natural gas, or related technology to Iran.

NATIONAL HERITAGE AREAS

Committee on Energy and Natural Resources: Subcommittee on Parks, Historic Preservation and Recreation concluded hearings on S. 873, to establish the South Carolina National Heritage Corridor, S. 944, to establish the Ohio River Corridor Study Commission, S. 945, to modify the boundaries of the Illinois and Michigan Canal Heritage

Corridor, S. 1020, to establish the Augusta Canal National Heritage Area in the State of Georgia, S. 1110, to establish guidelines for the designation of National Heritage Areas, S. 1127, to establish the Vancouver National Historic Reserve in the State of Washington, and S. 1190, to establish the Ohio and Erie Canal National Heritage Corridor, after receiving testimony from Senators Thurmond, Gorton, Coverdell, and DeWine; Representative Regula; Denis P. Galvin, Associate Director for Professional Services, National Park Service, Department of the Interior; Mayor Bruce E. Hagensen, Vancouver, Washington; Mayor Dannel McCollum, Champaign, Illinois; Grace G. Young, South Carolina Department of Parks, Recreation and Tourism, Columbia; Michael Conzen, University of Chicago, Chicago, Illinois, on behalf of the Illinois and Michigan Canal National Heritage Corridor Commission; Thomas H. Robertson, Augusta Canal Authority, Augusta, Georgia; Daniel M. Rice, Ohio & Erie Canal Corridor Coalition, Akron; Lisa M. Jaeger, Defenders of Property Rights, Patricia E. Williams, American Association of Museums, on behalf of the National Coalition for Heritage Areas, and R. J. Smith, Competitive Enterprise Institute, all of Washington, D.C.; and Myron Ebell, Frontiers of Freedom, Arlington, Virginia.

ATLANTIC STRIPED BASS CONSERVATION

Committee on Environment and Public Works: Committee concluded hearings on S. 776, authorizing funds for fiscal years 1995 through 1998 for programs of the Atlantic Striped Bass Conservation Act and amends the Act to include provisions of the Anadromous Fish Conservation Act relating to Atlantic striped bass research, after receiving testimony from Jamie Geiger, Assistant Regional Director for Fisheries, Northeast Region, U.S. Fish and Wildlife Service, Department of the Interior; Richard H. Schaefer, Director, Office Fisheries Conservation and Management, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; John H. Dunnigan, Washington, D.C., on behalf of the Atlantic States Marine Fisheries Commission; Mark R. Gibson, Rhode Island Department of Environmental Management Division of Fish and Wildlife, Wickford; Damon M. Tatem, Jr., Tatem's Tackle Shop, Nags Head, North Carolina, on behalf of the Atlantic States Marine Fishery Commission; and Charles Bergmann, Axelsson and Johnson, Cape May, New Jersey.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

Treaty Between the United States of America and the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (the START II Treaty) (Treaty Doc. 103–1), with 6 conditions and 7 declarations;

S. 602, to amend the NATO Participation Act of 1994 to expedite the transition to full membership in the North Atlantic Treaty Organization of European countries emerging from communist domination, with an amendment;

S. Con. Res. 14, urging the President to negotiate a new base rights agreement with the Government of Panama to permit United States Armed Forces to remain in Panama beyond December 31, 1999;

S. Con. Res. 25, concerning the protection and continued viability of the Eastern Orthodox Ecumenical Patriarchate;

H. Con. Res. 42, supporting a resolution to the longstanding dispute regarding Cyprus;

S. 1465, to extend au pair programs;

S.J. Res. 43, expressing the sense of the Congress regarding Wei Jingsheng, Gedhun Choekyi Nyima, the next Panchen Lama of Tibet, and the human rights practices of the Government of the People's Republic of China; and

The nominations of A. Peter Burleigh, of California, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without compensation as Ambassador to the Republic of Maldives, James Franklin Collins, of Illinois, to be Ambassador at Large and Special Advisor to the Secretary of State for the New Independent States, Frances D. Cook, of Florida, to be Ambassador to the Sultanate of Oman, Don Lee Gevirtz, of California, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, Ambassador to the United Kingdom of Tonga, and Ambassador to Tuvalu, Robert E. Gribbin, III, of Alabama, to be Ambassador to the Republic of Rwanda, William H. Itoh, of New Mexico, to be Ambassador to the Kingdom of Thailand, Richard Henry Jones, of Nebraska, to be Ambassador to the Republic of Lebanon, James A. Joseph, of Virginia, to be Ambassador to the Republic of South Africa, Sandra J. Kristoff, of Virginia, for the rank of Ambassador during her tenure of service as U.S. Coordinator for the Asia Pacific Economic Corporation (APEC), John Raymond Malott, of Virginia, to be Ambassador to Malaysia, Joan M. Plaisted, of California, to be Ambassador to the Republic of the Marshall Islands, and to serve concurrently and without additional compensation as Ambassador to the Republic of Kiribati, Kenneth Michael Quinn, of Iowa, to be Ambassador to the Kingdom of Cambodia, David P. Rawson, of Michigan, to be Ambassador to the Republic of Mali, J. Stapleton Roy, of Pennsylvania, to be Ambassador to the Republic of Indonesia, Jim Sasser, of Tennessee, to be Ambassador to the People's Republic of China, Gerald Wesley Scott, of Oklahoma, to be Ambassador to the Republic of The Gambia, Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Islamic Republic of Pakistan, Charles H. Twining, of Maryland, to be Ambassador to the Republic of Cameroon, and to serve concurrently and without additional compensation as Ambassador to the Republic of Equatorial Guinea; Ralph R. Johnson, of Virginia, to be Ambassador to the Slovak Republic; and certain foreign service officers promotion lists.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

The nomination of David S. Wasserman, of the District of Columbia, to be a Member of the Federal Labor Relations Authority; and

S. 1224, to amend subchapter IV of chapter 5 of title 5, United States Code, relating to alternative means of dispute resolution in the administrative process, with an amendment in the nature of a substitute.

SMALL BUSINESS INVESTMENT COMPANY PROGRAM

Committee on Small Business: Committee held hearings on proposals to strengthen the Small Business Administration's small business investment program, receiving testimony from Patricia Forbes, Acting Associate Deputy Administrator for Economic Development, and Don A. Christensen, Associate Administrator for Investment, both of the Small Business Administration; C. Walter Dick, Pioneer Capital Corporation, Boston, Massachusetts; Keith R. Fox, Exeter Venture Lenders, New York, New York; George M. Miller, II, Sirrom Capital Corporation, Nashville, Tennessee; and Stanley W. Tucker, MMG Ventures, Baltimore, Maryland.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 814, to provide for the reorganization of the Bureau of Indian Affairs, with an amendment in the nature of a substitute; and

S. 1159, to establish an American Indian Policy Information Center.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee will meet again on Thursday, December 14.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2757–2764; 1 private bill, H.R. 2765; and 4 resolutions, H. Res. 295, 298, 299, 300 were introduced.

Page 36267

Reports Filed: Reports were filed as follows:

H.R. 1747, to amend the Public Health Services Act to permanently extend and clarify malpractice coverage for health centers, amended (H. Rept. 104–398);

H. Res. 296, providing for consideration of a motion to dispose of the remaining Senate amendment to H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996 (H. Rept. 104–399):

H. Res. 297, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 104–400);

Report entitled "Inquiry Into Various Complaints Filed Against Representative Newt Gingrich" (H. Rept. 104–401); and

Conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–402).

Page 36244

Recess: House recessed at 10:04 a.m. and reconvened at 1 p.m.

Page 36154

Address by Prime Minister Peres: The House and Senate met in a joint meeting to receive an address by Prime Minister Shimon Peres of Israel. Prime Minister Peres was escorted to and from the House Chamber by Senators Dole, Lott, Nickles, Cochran, Mack, Thurmond, D'Amato, Daschle, Ford, Mukulski, Pell, Leahy, Levin, Feinstein, and Boxer; and by Representatives Armey, Delay, Boehner, Gilman, Livingston, Solomon, Burton of Indiana, Callahan, Schiff, Lazio, Gephardt, Bonior, Fazio, Kennelly, Hamilton, Yates, Obey, Frost, Berman, and Hastings of Florida.

Page 36154

Recess: House recessed at 1:41 p.m. and reconvened at 2:30 p.m.

Page 36162

Bill Re-referred: H.R. 2415, to designate the United States Customs Administrative Building at the Ysleta/Zaragosa Port of Entry located at 797 South Ysleta in El Paso, Texas, as the "Timothy C. McCaghren Customs Administration Building," which had been referred to the Committee on Ways and Means, was re-referred to the Committee on Transportation and Infrastructure.

Page 36165

Caucus and Committee Membership: Read a letter from the Chairman of the Democratic Caucus wherein he informs the House that Representative Hayes is no long a member of the Democratic Caucus; and read letters from the Speaker wherein he advises the Chairmen of the Committees on Transportation and Infrastructure and Science that the election of Representative Hayes to their committees has been vacated.

Page 36172

Corrections Calendar: On the Call of the Corrections Calendar, the House took the following actions:

Passed and sent to the Senate without amendment:

Saccharin notice requirement: H.R. 1787, to amend the Federal Food, Drug, and Cosmetic Act to repeal the saccharin notice requirement. **Page 36165**

Passed and sent to the Senate, amended:

Clean Air Act commuter programs: H.R. 325, to amend the Clean Air Act to provide for an optional provision for the reduction of work-related vehicle trips and miles traveled in ozone nonattainment areas designated as severe. **Page 36167**

Suspensions: House voted to suspend the rules and pass the following measures:

Federally supported health centers assistance: H.R. 1747, to amend the Public Health Service Act to permanently extend and clarify malpractice coverage for health centers; **Page 36173**

Trinity River Basin wildlife management: H.R. 2243, amended, to amend the Trinity River Basin Fish and Wildlife Management Act of 1984, to extend for three years the availability of moneys for the restoration of fish and wildlife in the Trinity River (passed by a yea-and-nay vote of 412 yeas, Roll No. 845); **Pages 36176, 36221**

Don Edwards Wildlife Refuge: H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge; **Page 36179**

Federal trademark dilution: H.R. 1295, amended, to amend the Trademark Act of 1946 to make certain revisions relating to the protection of famous marks; **Page 36188**

Compensation of patent owners: H.R. 632, amended, to enhance fairness in compensating owners of patents used by the United States; **Page 36190**

DNA identification grants: H.R. 2418, amended, to improve the capability to analyze deoxyribonucleic acid (passed by a yea-and-nay vote of 407 yeas to 5 nays, Roll No. 847); **Pages 36192, 36223**

Criminal law technical amendments: H.R. 2538, amended, to make clerical and technical amendments to title 18, United States Code, and other provisions of law relating to crime and criminal justice; **Page 36193**

Increased penalties for Federal prison escapees: H.R. 1533, to amend title 18, United States Code, to increase the penalty for escaping from a Federal prison; **Page 36198**

Technology transfer and advancement: H.R. 2196, amended, to amend the Stevenson-Wydler Technology Innovation Act of 1980 with respect to inventions made under cooperative research and development agreements; **Page 36200**

Veterans housing and employment benefits: H.R. 2289, amended, to amend title 38, United States Code, to extend permanently certain housing programs, to improve the veterans employment and training system, and to make clarifying and technical amendments to further clarify the employment and reemployment rights and responsibilities of members of the uniformed services, as well as those of the employer community; **Page 36208**

Bank insurance fund and depositor protection: H.R. 1574, to amend the Federal Deposit Insurance Act to exclude certain bank products from the definition of a deposit; and **Page 36212**

Release of Wei Jingsheng: H. Con. Res. 117, concerning writer, political philosopher, human rights advocate, and Nobel Peace Prize nominee Wei Jingsheng (agreed to by a yea-and-nay vote of 409 yeas, Roll No. 848). **Pages 36215, 36223**

National Parks and Refuge Systems: By a yea-and-nay vote of 254 yeas to 156 nays, Roll No. 846 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.R. 2677, to require the Secretary of the Interior to accept from a State donations of services of State employees to perform, in a period of Government budgetary shutdown, otherwise authorized functions in any unit of the National Wildlife Refuge System or the National Park System. **Pages 36181, 36222**

Sexual Crimes Against Children Prevention: House agreed to the Senate amendment to H.R. 1240, to combat crime by enhancing the penalties for certain sexual crimes against children—clearing the measure for the President. **36191**

ICC Elimination: The Speaker appointed Representative Wise as a conferee in the conference on H.R. 2539, to abolish the Interstate Commerce Commission, to amend subtitle IV of title 49, United States Code, and to reform economic regulation of transportation; vice Representative Lipinski, resigned. **Page 36224**

Resignation: Read a letter from Representative Tucker wherein he resigned as a Member of the 104th Congress. **Page 36224**

Amendments Ordered Printed: Amendments ordered pursuant to the rule appear on page 36267.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 36221, 36222, 36223. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:15 p.m.

Committee Meetings

CAMPAIGN FINANCE REFORM

Committee on House Oversight: Concluded hearings on Campaign Finance Reform: The Role of Political Parties. Testimony was heard from Haley Barbour, Chairman, republican National Committee; Donald L. Fowler, National Chairman, Democratic National Committee; and public witnesses.

NIGERIA—RECENT DEVELOPMENTS

Committee on International Relations: Subcommittee on Africa and the Subcommittee on International Operations held a joint hearing on Recent Developments in Nigeria. Testimony was heard from George E. Moose, Assistant Secretary, African Affairs, Department of State; and public witnesses.

ATLANTIC STRIPED BASS PRESERVATION ACT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 2655, Atlantic Striped Bass Preservation Act of 1995. Testimony was heard from Richard Schaefer, Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service, NOAA, Department of Commerce; John A. Peterson, Jr., Mayor, Seaside Park, New Jersey; and public witnesses.

PROVIDING EXPEDITED PROCEDURES

Committee on Rules: Granted, by voice vote, a rule waiving clause 4(b) of rule XI (requiring a two-thirds vote to consider a rule on the same day as it is reported from the Committee on Rules) against the same-day consideration of certain resolutions reported during the remainder of the first session of the 104th Congress for consideration of a measure, amendment, conference report or amendment reported in disagreement relating to the following: (1) a bill making general appropriations for fiscal year 1996; (2) a bill or joint resolution making further continuing appropriations for fiscal year 1996; (3) a bill or joint resolution increasing or waiving the public debt limit; (4) a bill to provide for a balanced budget by 2002; and (5) a bill or resolution relating to the deployment of United States Armed Forces in and around the territory of the Republic of Bosnia and Herzegovina.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Rules: Committee granted, by voice vote, a rule providing for the offering of a motion printed in section 2 of this resolution to dispose of Senate amendment numbered 115 to H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, to be offered by Mr. Callahan or his designee. The rule provides that the Senate amendment and the motion shall be considered as read. All points of order are waived against the motion. The rule provides for 1 hour of debate. Finally, the rule provides that the previous question shall be considered as ordered on that motion to final adoption without intervening motion or demand for division of the question. Testimony was heard from Representative Callahan.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

TELECOMMUNICATIONS COMPETITION AND DEREGULATION ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 652, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, but did not complete action thereon, and recessed subject to call.

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Wednesday, December 13, 1995

Senate

Chamber Action

Routine Proceedings, pages 36803–36939

Measures Introduced: Six bills and three resolutions were introduced, as follows: S. 1472–1477, S.J. Res. 44, and S. Con. Res. 35 and 36.

Page 36915

Measures Reported: Reports were made as follows:

Special Report on Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for the fiscal year 1996. (S. Rept. No. 104–184)

Page 36915

Measures Rejected:

Bosnia Deployment: By 22 yeas to 77 nays (Vote No. 601), Senate failed to pass H.R. 2606, to prohibit the use of funds appropriated to the Department of Defense from being used for the deployment on the ground of United States Armed Forces in the Republic of Bosnia and Herzegovina as part of any peacekeeping operation, or as part of any implementation force, unless funds for such deployment are specifically appropriated by law.

Page 36824

Bosnia Deployment: By 47 yeas to 52 nays (Vote No. 602), Senate failed to agree to S. Con. Res. 35, expressing the opposition of the Congress to President Clinton's planned deployment of United States ground forces to Bosnia.

Pages 36803, 36869, 36907

Measures Passed:

Bosnia Deployment: By 69 yeas to 30 nays (Vote No. 603), Senate passed S.J. Res. 44, concerning the deployment of United States Armed Forces in Bosnia and Herzegovina.

Page 36905

Technical Corrections: Senate agreed to H. Con. Res. 116, directing the Secretary of the Senate to make technical corrections in the enrollment of S. 1060, after agreeing to the following amendment proposed thereto:

Page 36929

Brown (for Simpson/Gregg) Amendment No. 3098, to add a technical correction.

Page 36929

Technical Corrections: Senate agreed to S. Con. Res. 36, directing the Secretary of the Senate to make technical corrections in the enrollment of S. 1060.

Page 36930

Clean Air Act Computer Programs: Senate passed H.R. 325, to amend the Clean Air Act to provide for an optional provision for the reduction of work-related vehicle trips and miles traveled in ozone nonattainment areas designated as severe, clearing the measure for the President.

Page 36932

Roosevelt History Month: Committee on the Judiciary was discharged from further consideration of S. Res. 75, to designate October, 1996, as "Roosevelt History Month", and the resolution was then agreed to.

Page 36932

Grades of Offenses: Senate passed S. 1331, to adjust and make uniform the dollar amounts used in title 18 to distinguish between grades of offenses, after agreeing to a committee amendment in the nature of a substitute.

Page 36932

Panchen Lama of Tibet: Senate passed S.J. Res. 43, expressing the sense of the Congress regarding Wei Jingsheng; Gedhun Choekyi Nyima, the next Panchen Lama of Tibet; and the human rights practices of the Government of the People's Republic of China.

Page 36932

Au Pair Programs: Senate passed S. 1465, to extend au pair programs, after agreeing to the following amendment proposed thereto:

Page 36936

Brown (for Helms/Dodd) Amendment No. 3099, to extend au pair programs through fiscal year 1997.

Page 36936

Anticounterfeiting Consumer Protection Act: Senate passed S. 1136, to control and prevent commercial counterfeiting, after agreeing to committee amendments.

Page 36937

Interior Appropriations Conference Report—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of the conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, on Thursday, December 14, 1995.

Page 36929

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the Farmington Wild and Scenic River Study; referred to the Committee on Energy and Natural Resources. (PM–103).

Page 36913

Nominations Received: Senate received the following nominations:

Tom Lantos, of California, to be a Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Toby Roth, of Wisconsin, to be a Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Gary A. Fenner, of Missouri, to be United States District Judge for the Western District of Missouri.

Page 36939

Nominations Withdrawn: Senate received notification of the withdrawal of the following nominations:

Tom Lantos, of California, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Toby Roth, of Wisconsin, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Page 36939

Messages From the President: Page 36913

Messages From the House: Page 36913

Measures Referred: Page 36913

Measures Read First Time: Page 36936

Communications: Page 36914

Petitions: Page 36914

Executive Reports of Committees: Page 36915

Statements on Introduced Bills: Page 36915

Additional Cosponsors: Page 36921

Amendments Submitted: Page 36921

Authority for Committees: Page 36922

Additional Statements: Page 36922

Record Votes: Three record votes were taken today. (Total–603)

Pages 36824, 36907, 36908

Adjournment: Senate convened at 9 a.m., and adjourned at 11:19 p.m., until 9:30 a.m., on Thursday, December 14, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 36939.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of H. Martin Lancaster, of North Carolina, to be Assistant Secretary of the Army for Civil Works, after the nominee, who was introduced by Senator Faircloth, testified and answered questions in his own behalf.

WATER RECLAMATION PROJECTS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 901, to authorize the Secretary of the Interior to participate in the design, planning, and construction of certain water reclamation and reuse projects and desalination research and development projects, S. 1013, to acquire land for exchange for privately held land for use as wildlife and wetland protection areas in connection with the Garrison Diversion Unit Project, S. 1154, to authorize the construction of the Fort Peck Rural Water Supply System, S. 1169, to authorize construction of facilities for the reclamation and reuse of wastewater at McCall, Idaho, and S. 1186, to provide for the transfer of operation and maintenance of the Flathead Irrigation and Power Project, after receiving testimony from Senators Bennett and Kempthorne; Ada E. Deer, Assistant Secretary of Indian Affairs, and Neil Stessman, Regional Director, Great Plains Region, Bureau of Reclamation, both of the Department of the Interior; Paul Piraino, Alameda County Water District of Fremont, Fremont, California; Bob Gurule, City of Albuquerque Public Works, Albuquerque, New Mexico; Fred W. Finlinson, Callister, Nebeker & McCollough, Salt Lake City, Utah, representing the Central Valley Water Recycling Project; Ron Miller, Fort Peck Rural Water District, Glascow, Montana; Michael Pablo and Daniel Decker, both of the Confederated Salish and Kootenai Tribes of the Flathead Nation, Pablo, Montana; Walt Schock, Ross Middlemist and Alan Mikkelsen, all of the Flathead Joint Board of Control, St. Ignatius, Montana; Gary Shimun, McCall, Idaho; David Rockwell, Dixon, Montana; and Jon Metropoulos, Helena, Montana.

AUTHORIZATION—CLEAN WATER ACT

Committee on Environment and Public Works: Committee held oversight hearings on the implementation and proposed authorization of the Clean Water Act, focusing on municipal issues and related measures, S. 1390 and S. 1391, receiving testimony from Senator Pressler; Robert W. Perciasepe, Assistant Administrator for Water, Environmental Protection Agency; Mayor Jeff Wennberg, Rutland, Vermont, on behalf of the National League of Cities; Paul Pinault, Narrangansett Bay Water Quality Management District Commission, Providence, Rhode Island, on behalf of the Association of Metropolitan Sewerage Agencies; Paul Marchetti, Pennsylvania Infrastructure Investment Authority, Harrisburg, on behalf of the Council of Infrastructure Financing Authorities; Jessica C. Landman, Natural Resources Defense Council, Inc., and Al Bilik, AFL–CIO Public Employee Department, both of Washington, D.C.; and Ronald S. Dungan, United Water Resources, Wayne, Pennsylvania, on behalf of the National Association of Water Companies.

Hearings were recessed subject to call.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain matters relative to the Whitewater Development Corporation, receiving testimony from Sylvia M. Matthews, Chief of Staff, Department of the Treasury, former Special Assistant to the Assistant to the President for Economic Policy; and Bill Burton, Jones, Day, Reavis and Pogue, Washington, D.C., former Policy and Staff Director for White House Chief of Staff.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 2766–2777; and 5 resolutions, H.J. Res. 131, H. Con. Res. 119, and H. Res. 302, 305, 306 were introduced.

Page 36780

Reports Filed: Reports were filed as follows:

H. Res. 301, waiving points of order against the further conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–403);

H. Res. 303, providing for the consideration of H.R. 1745, to designate certain public lands in the State of Utah as wilderness (H. Rept. 104–404);

H. Res. 304, providing for debate and for consideration of three measures relating to the deployment of United States Armed Forces in and around the territory of the Republic of Bosnia and Herzegovina (H. Rept. 104–405); and

Conference report on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the

Department of Defense, and to prescribe military personnel strengths for fiscal year 1996 (H. Rept. 104–406).

Pages 36080, 36302, 36323

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Taylor of North Carolina to act as Speaker pro tempore for today.

Page 36286

Foreign Operations Appropriations: By a yea-and-nay vote of 226 yeas to 201 nays, Roll No. 850, the House agreed to the Callahan motion that the House recede from its amendment to Senate amendment numbered 115, and agree with an amendment to Senate amendment numbered 115, to H.R. 1868, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996—clearing the measure for Senate action.

Page 36293

H. Res. 296, the rule which provided for the motion to dispose of the Senate amendment, was agreed to earlier by a yea-and-nay vote of 241 yeas to 178 nays, Roll No. 849.

Page 36290

Presidential Message—Farmington River: Read a message from the President wherein he transmits a report for the Farmington River in the States of Massachusetts and Connecticut—referred to the Committee on Resources.

Page 36302

Three-Day Rule Waiver: By a yea-and-nay vote of 230 yeas to 186 nays, Roll No. 851, the House agreed to H. Res. 297, waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

Page 36302

Interior Appropriations: By a yea-and-nay vote of 244 yeas to 181 nays, Roll No. 854, the House agreed to the conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1966.

Page 36308

By a yea-and-nay vote of 187 yeas to 241 nays, Roll No. 853, the House rejected the Yates motion to recommit the conference report to the committee of conference with instructions that the House conferees insist on the House position on Senate amendment numbered 108 (relating to use of funds on Tongass National Forest).

Page 36322

H. Res. 301, the rule which waived points of order against the conference report was agreed to earlier by a yea-and-nay vote of 231 yeas to 188 nays, Roll No. 852.

Page 36304

Deployment of United States Forces to Bosnia: House took the following actions on measures relating to the deployment of United States Armed Forces to Bosnia:

Failed to pass H.R. 2770, to prohibit Federal funds from being used for the deployment on the ground of United States Armed Forces in the Republic of Bosnia and Herzegovina as part of any peacekeeping operation, or as part of any implementation force (failed by a yea-and-nay vote of 210 yeas to 218 nays, Roll No. 856);

Page 36324

Agreed to H. Res. 302, relating to the deployment of United States Armed Forces in and around the territory of the Republic of Bosnia and Herzegovina to enforce the peace agreement between the parties to the conflict in the Republic of Bosnia and Herzegovina (agreed to by a yea-and-nay vote of 287 yeas to 141 nays with 1 voting "present", Roll No. 857); and

Page 36324

Failed to agree to H. Res. 306, expressing the sense of the House of Representatives regarding the deployment of United States Armed Forces to Bosnia (failed by a yea-and-nay vote of 190 yeas to 237 nays with 1 voting "present", Roll No. 858).

Page 36373

Senate Messages: Messages received from the Senate today appear on page 36385.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 36782.

Quorum Calls—Votes: Ten yea-and-nay votes developed during the proceedings of the House today and appear on pages 36292, 36301, 36303, 36308, 36322, 36323, 36332, 36360, 36372, 36384. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:05 a.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported amended the following bills: H.R. 2029, Farm Credit System Regulatory Relief Act of 1995; and H.R. 2130, Farmer Mac Reform Act of 1995.

FEDERAL TRUST FUNDS USE

Committee on Banking and Financial Services: Held a hearing on the Treasury Department's use of Federal Trust Funds. Testimony was heard from Representatives Smith of Michigan, Neal of Massachusetts and McIntosh; Robert E. Rubin, Secretary of the Treasury; and a public witness.

MISCELLANEOUS MEASURES

Committee on Economic and Educational Opportunities: Subcommittee on Workforce Protections approved for full Committee action the following bills: H.R. 2391, amended, Compensatory Time for All Workers Act of 1995; H.R. 1227, to amend the Portal-to-Portal Act of 1947 relating to the payment of wages to employees who use employer owned vehicles; and H.R. 2531, amended, to amend the Fair Labor Standards Act of 1938 to clarify the exemption for houseparents from the minimum wage and maximum hours requirements of that Act.

MEDICAL SAVINGS ACCOUNT

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on FEHB/MSA: Adding Medical Savings Accounts-Broadening Employee Options. Testimony was heard from Representatives Salmon and Chrysler; Bret Schundler, Mayor, Jersey City, New Jersey; and public witnesses.

D.C. FISCAL PROTECTION ACT

Committee on Government Reform and Oversight: Subcommittee on the District of Columbia approved for full Committee action amended H.R. 2661, District of Columbia Fiscal Protection Act.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on House Oversight: Ordered reported the following: H. Con. Res. 106, permitting the use of the rotunda of the Capitol for a ceremony to commemorate the days of remembrance of victims of the Holocaust; H.R. 2739, to provide for a representational allowance for Members of the House of Representatives, to make technical and conforming changes to sundry provisions of law in consequence of administrative reforms in the House of Representatives; a resolution, adopting, a provisional basis, regulations implementing Congressional Accountability Act; and a resolution, adopting, on a provisional basis, regulations implementing Congressional Accountability Act for joint entities.

The Committee also considered other pending Committee business.

ADMINISTRATIVE DISPUTE RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held on oversight and reauthorization hearing of the Administrative Dispute Resolution Act. Testimony was heard from Peter R. Steenland, Jr., Senior Counsel for Administrative Dispute Resolution, Office of the Associate Attorney General, Department of Justice; Joseph M. McDade, Assistant General Counsel, Office of the General Counsel, Department of the Air Force; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property approved for full Committee action amended the following bills: H.R. 2511, Anticounterfeiting Consumer Protection Act of 1995 and H.R. 1861, to make technical corrections in the Satellite Home Viewer Act of 1994 and other provisions of title 17, United States Code.

PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Immigration and Claims met to consider private claims bills.

CHILDREN BORN TO ILLEGAL ALIEN PARENTS

Comittee on the Judiciary: Subcommittee on Immigration and Claims and the Subcommittee on the constitution held a joint hearing on societal and legal issues surrounding children born in the United States to illegal alien parents. Testimony was heard from Representatives Gallegly, Bilbray, Gutierrez, Beilenson, Stockman, Lofgren, Callahan, and Foley; Walter Dellinger, Assistant Attorney General, Office of Legal Counsel, Department of Justice; former Representative Barbara Jordan of Texas; and public witnesses.

UNITED STATES GROUND FORCES TO BOSNIA

Committee on National Security: Met in executive session to receive a classified briefing on the proposed deployment of United States ground forces to Bosnia. The Committee was briefed by the following officials of the Joint Staff, Department of Defense: Lt. Gen. Howell M. Estes III, USAF, Director of Operations (J–3) and Maj. Gen. Patrick M. Hughes, USA, Director for JCS Support, DIA (J–2).

MISCELLANEOUS MEASURES

Committee on Resources: Ordered reported the following bills: H.R. 2726, amended, to make certain technical corrections in laws relating to native Americans; S. 1341, Saddleback Mountain-Arizona Settlement Act of 1995; H.R. 2100, amended, to direct the Secretary of the Interior to make technical corrections to maps relating to the Coastal Barrier Resources System; and H.R. 2738, amended, Central Valley Project Reform Act of 1995.

UTAH PUBLIC LANDS MANAGEMENT ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1745, Utah Public Lands Management Act of 1995. The rule waives clause 2(l)(6) of rule XI (three-day layover) or section 302(f) (prohibiting consideration of legislation providing new budget authority in excess of a committee's allocation) or section 311(a) (prohibiting consideration of legislation exceeding total Federal spending limits) of the Congressional Budget Act against consideration of the bill. The rule makes in order the Committee on Resources amendment in the nature of a substitute not printed in the bill as an original bill for the purpose of amendment. The amendment in the nature of a substitute shall be considered as read. The rule waives clause 7 of rule XVI (germaneness) and section 302(f) or 311(a) of the Congressional Budget Act against the amendment in the nature of a substitute.

The rule provides for the consideration of a manager's amendment printed in the report of the Committee on Rules, to be offered by the Chairman of the Committee on Resources or his designee, which is considered as read, not subject to amendment or to a division of the question, and is debatable for 10 minutes equally divided between the proponent and an opponent. If adopted, the amendment is considered as part of the base text for further amendment purposes.

The rule authorizes the Chair to accord priority in recognition to members who have preprinted their amendments in the Congressional Record, and the amendments shall be considered as read. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Hansen, Waldholtz, and Hinchey.

CONFERENCE REPORT—INTERIOR APPROPRIATIONS

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the further conference report to accompany H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representative Regula.

UNITED STATES TROOP DEPLOYMENT IN BOSNIA

Committee on Rules: Granted, by voice vote, a closed rule providing 1 hour of debate in the House on the subject of United States troop deployments in Bosnia, equally divided between the chairman and ranking minority member of the Committee on International Relations. The rule provides for consideration in the House of H.R. 2770, with 1 hour of debate divided between Representative Dornan and an opponent, not subject to amendment, and one motion to recommit.

The rule provides for consideration in the House of H. Res. 302, with 1 hour of debate divided between Representative Buyer and an opponent, which is not subject to amendment.

The rule also provides for consideration in the House of a resolution if offered by the Minority Leader or his designee, subject to 1 hour of debate divided between the proponent and an opponent, which is not subject to amendment. Testimony was heard from Chairman Gilman and Representatives Buyer, Rohrabacher, Dornan, Scarborough, Hamilton, Kennedy of Massachusetts, and Skelton.

DIOXIN REASSESSMENT

Committee on Science: Subcommittee on Energy and Environment held a hearing on Scientific Integrity and Federal Policies and Mandates: EPA's Dioxin Reassessment. Testimony was heard from the following officials of the EPA: William Farland, M.D., Director, Office of Health and Environmental Assessment; and Michael Gough, Consultant, Science Advisory Board Panel; George Lucier, M.D., Director, Environment Toxicology Program, National Institute of Environmental Health Sciences, Department of Health and Human Services; Adm. E.R. Zumwalt, USN. (Ret.); and public witnesses.

SOLE-SOURCE CONTRACTING

Committee on Small Business: Held a hearing on a recent GAO report documenting misuse of the program's sole-source contracting authority, management errors, and falsification of eligibility documents. Testimony was heard from the following officials of the SBA: Karen Lee, Deputy Inspector General; and Cal Jenkins, Associate Administrator, Minority Small Business and Capital Ownership Program; Donald Wheeler, Director, Office of Special Investigations, GAO; William Campbell, Chief, Financial Officer, U.S. Coast Guard, Department of Transportation; and a public witness.

AVIATION SAFETY

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Aviation Safety: Should Airlines Be Required to Share Pilot Performance Records? Testimony was heard from Senator McCain; Representative Heineman; David R. Hinson, Administrator, FAA, Department of Transportation; James E. Hall, Chairman, National Transportation Safety Board, and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Subcommittee on Public Buildings and Economic Development approved for full Committee action the following bills: H.R. 1718, to designate U.S. Courthouse located at 197 South Main Street in Wilkes-Barre, PA, as the "Max Rosenn United States Courthouse;" H.R. 2504, to designate the Federal building located at the corner of Patton Avenue and Otis Street, and the U.S. Courthouse located on Otis Street, in Asheville, NC, as the 'Veach-Baley Federal Complex;" H.R. 2415, amended, to designate the U.S. Customs administration building at the Ysleta/Zaragosa Port of Entry located at 797 South Ysleta in El Paso, TX, as the "Timothy C. McCaghren Customs Administrative Building;" and H.R. 2620, amended to direct the Architect of the Capitol to sell the parcel of real property located at 501 First Street, SE., in the District of Columbia.

Prior to this action, the Subcommittee held a hearing on these measures, with the exception of H.R. 2620. Testimony was heard from Representative Kanjorski, Coleman, and Poshard.

SHIPBUILDING TRADE AGREEMENT

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action H.R. 2754, Shipbuilding Trade Agreement Act.

Joint Meetings

APPROPRIATIONS—INTERIOR

Conferees on Tuesday, December 12, agreed to file a further conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

ICC TERMINATION ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation, but did not complete action thereon, and recessed subject to call.

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Thursday, December 14, 1995

Senate

Chamber Action

Routine Proceedings, page 37011–37102

Measures Introduced: Three bills were introduced, as follows: S. 1478–1480.

Page 37093

Measures Reported: Reports were made as follows:

S. 650, to increase the amount of credit available to fuel local, regional, and national economic growth by reducing the regulatory burden imposed upon financial institutions, with an amendment in the nature of a substitute. (S. Rept. No. 104–185)

H.R. 2527, to amend the Federal Election Campaign Act of 1971 to improve the electoral process by permitting electronic filing and preservation of Federal Election Commission reports.

H.J. Res. 69, providing for the reappointment of Homer Alfred Neal as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 110, providing for the appointment of Howard H. Baker, Jr. as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 111, providing for the appointment of Anne D'Harnoncourt as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 112, providing for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the Smithsonian Institution.

S. Con. Res. 34, to authorize the printing of "Vice Presidents of the United States, 1789–1993", with an amendment.

Page 37099

Measures Passed:

Federally Supported Health Centers Assistance Act: Senate passed H.R. 1747, to amend the Public Health Services Act to permanently extend and clarify malpractice coverage for health centers, clearing the measure for the President.

Page 37099

Commemorative Coin Act Amendment: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 2336, to amend the Doug Barnard, Jr.—1996 Atlanta Centennial Olympic Games Commemorative Coin Act, and the bill was then passed, clearing the measure for the President.

Page 37100

Possessions and Territories Criminal Law Clarification Act: Senate passed S. 1332, to clarify the application of certain Federal criminal laws to territories, possessions, and commonwealths, after agreeing to a committee amendment in the nature of a substitute.

Page 37100

Interior Appropriations Conference Report: By 58 yeas to 40 nays (Vote No. 604), Senate agreed to the conference report on H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996.

Page 37023

State Department Authorizations/Reorganization: Committee on Foreign Relations was discharged from further consideration of H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; and to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, and by 82 yeas to 16 nays (Vote No. 605), the bill was passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 908, Senate companion measure, after taking action on amendments proposed thereto, as follows:

Page 37045

Adopted:

Helms/Kerry Amendment No. 3100, to authorize the transmittal of a reorganization plan or plans streamlining and consolidating the Department of State and the independent foreign affairs agencies, and to make technical amendments.

Page 37065

Withdrawn:

Dole Amendment No. 2025, to withhold certain funds for international conferences if funds were expended for U.S. participation in the United Nations Fourth World Conference on Women while Harry Wu was being detained in China.

Page 37045

Helms Amendment No. 2031, to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997.

Page 37045

Kerry (for Boxer) Amendment No. 2032 (to Amendment No. 2025), to express the sense of the Senate regarding the arrest of Harry Wu by the Government of the People's Republic of China.

Page 37045

Helms Amendment No. 2041, to express the sense of the Congress regarding the consolidation and reinvention of the foreign affairs agencies of the United States.

Page 37045

Helms Amendment No. 2042 (to Amendment No. 2041, in the nature of a substitute.

Page 37045

Senate insisted on its amendment, requested a conference with the House thereon and the Chair appointed the following conferees: Senators Helms, Snowe, Brown, Coverdell, Ashcroft, Pell, Kerry, Sarbanes, and Dodd.

Page 37069

Subsequently, S. 908 was returned to the Senate calendar.

Page 37067

Cuban Liberty and Solidarity Act—Conferees: Senate insisted on its amendment to H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Helms, Coverdell, Thompson, Snowe, Pell, Dodd, and Robb.

Page 37069

VA/HUD Appropriations—Conference Report: By 54 yeas to 44 nays (Vote No. 606), Senate agreed to the conference report on H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996.

Page 37069

Senate concurred in the amendment of the House to Senate amendment No. 63.

Page 37088

Nominations Confirmed: Senate confirmed the following nominations:

A. Peter Burleigh, of California, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Maldives.

Sandra J. Kristoff, of Virginia, for the rank of Ambassador during her tenure of service as U.S. Coordinator for Asia Pacific Economic Cooperation (APEC).

John Raymond Malott, of Virginia, to be Ambassador to Malaysia.

Kenneth Michael Quinn, of Iowa, to be Ambassador to the Kingdom of Cambodia.

William H. Itoh, of New Mexico, to be Ambassador to the Kingdom of Thailand.

Frances D. Cook, of Florida, to be Ambassador to the Sultanate of Oman.

J. Stapleton Roy, of Pennsylvania, to be Ambassador to the Republic of Indonesia.

Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Islamic Republic of Pakistan.

Richard Henry Jones, of Nebraska, to be Ambassador to the Republic of Lebanon.

James Franklin Collins, of Illinois, to be Ambassador at Large and Special Advisor to the Secretary of State for the New Independent States.

Charles H. Twining, of Maryland, to be Ambassador to the Republic of Cameroon.

James A. Joseph, of Virginia, to be Ambassador to the Republic of South Africa.

Don Lee Gevirtz, of California, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Nauru, Ambassador Extraordinary and Plenipotentiary of the United States of America to the Kingdom of Tonga, and Ambassador Extraordinary and Plenipotentiary of the United States of America to Tuvalu.

Joan M. Plaisted, of California, to be Ambassador to the Republic of the Marshall Islands, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Kiribati.

Jim Sasser, of Tennessee, to be Ambassador to the People's Republic of China.

David P. Rawson, of Michigan, to be Ambassador to the Republic of Mali.

Gerald Wesley Scott, of Oklahoma, to be Ambassador to the Republic of The Gambia

Robert E. Gribbin III, of Alabama, to be Ambassador to the Republic of Rwanda.

Charles H. Twining, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister- Counselor, to serve concurrently and without additional compensation as Ambassador of the United States of America to the Republic of Equatorial Guinea.

29 Army nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Navy.

Pages 37066, 37101

Messages From the House: Page 37092

Measures Placed on Calendar: Pages 37013, 37092

Communications: Page 37092

Executive Reports of Committees: Page 37093

Statements on Introduced Bills: Page 37093

Additional Cosponsors: Page 37094

Amendments Submitted: Page 37094

Authority for Committees: **Page 370898**

Additional Statements: **Page 37098**

Record Votes: Three record votes were taken today. (Total–606) **Pages 37045, 37066, 37088**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:15 p.m., until 9:30 a.m., on Friday, December 15, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 37101.)

Committee Meetings

NUCLEAR WASTE POLICY ACT

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1271, to provide for the storage and disposal of spent nuclear fuel and high-level nuclear waste from the nation's defense program and commercial nuclear power plants, after receiving testimony from Idaho Governor Philip E. Batt, Boise; Hazel R. O'Leary, Secretary of Energy; Robert B. Pirie, Jr., Assistant Secretary of the Navy (Installations and Environment); Gary Gates, Omaha Public Power District, Omaha, Nebraska, on behalf of the American Public Power Association; William K. Sherman, Vermont Department of Public Health, Montpelier, on behalf of the Northeast High-Level Radioactive Waste Transportation Task Force; Dick Snell, Pinnacle West Capital Corporation, Phoenix, Arizona; and Corbin A. McNeill, Jr., PECO Energy Company, Philadelphia, Pennsylvania.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

S. 1470, to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age, with amendments; and

The nominations of Joshua Gotbaum, of New York, to be Assistant Secretary of the Treasury for Economic Policy, and Jeffrey R. Shafer, of New Jersey, to be Under Secretary of the Treasury for International Affairs.

SOUTH AFRICA

Committee on Foreign Relations: Committee held hearings to examine the status of United States assistance programs in South Africa, receiving testimony from John F. Hicks, Assistant Administrator for Africa, Leslie Dean, South African Mission Director, and William Ford, former South African Mission Director, all of the Agency for International Development.

Hearings were recessed subject to call.

FEDERAL FINANCIAL MANAGEMENT

Committee on Governmental Affairs: Committee held hearings on proposed legislation to improve financial management in the Federal Government, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, and Gene Dodaro, Assistant Comptroller General, and Jeffrey Steinhoff, Director of Planning and Reporting, both of the Accounting and Information Management Division, all of the General Accounting Office; G. Edward DeSeve, Controller, Office of Federal Financial Management, Office of Management and Budget; California State Auditor Kurt R. Sjoberg, Sacramento; William R. Phillips, Coopers & Lybrand, McLean, Virginia; and Ted Sheridan, Sheridan Management Corporation, Washington, D.C., on behalf of the Financial Executives Institute.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nomination of Merrick B. Garland, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

Also, committee began consideration of S. 605, to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, but did not complete action thereon, and will meet again on Wednesday, December 20.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following bills:

S. 426, to authorize the establishment of a memorial to Martin Luther King, Jr., in the District of Columbia;

H.R. 2527, to permit electronic filing of Federal Election Commission reports and to require members of the House and those seeking election to the House to file directly with the FEC instead of filing with the House Clerk which is the current requirement;

H.J. Res. 69, to provide for the reappointment of Homer Alfred Neal as a citizen regent of the Board of Regents of the Smithsonian Institution;

H.J. Res. 110, to provide for the appointment of Howard H. Baker, Jr., as a citizen regent of the Board of Regents of the Smithsonian Institution;

H.J. Res. 111, to provide for the appointment of Anne D'Harnoncourt as a citizen regent of the Board of Regents of the Smithsonian Institution;

H.J. Res. 112, to provide for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the Smithsonian Institution; and

S. Con. Res. 34, to authorize the printing of "Vice Presidents of the United States, 1789–1993", with an amendment.

INTELLIGENCE

Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community.

Committee recessed subject to call.

WHITEWATER

Special Committee To Investigate the Whitewater Development Corporation and Related Matters: Committee met and approved the recommendation to order and direct the compliance of a subpoena relative to the committee's Whitewater investigation.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2778–2784 were introduced.

Page 37009

Reports Filed: Reports were filed as follows:

H. Res. 307, waiving points of order against the conference report on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996 (H. Rept. 104–407); and

H.R. 2661, to amend the District of Columbia Self-Government and Governmental Reorganization Act to permit the District of Columbia to expend its own funds during any portion of a fiscal year for which Congress has not enacted the budget of the District of Columbia for the fiscal year, and to provide for the appropriation of a monthly pro-rated portion of the annual Federal payment to the District of Columbia for such fiscal year during such portion of the year, amended (H. Rept. 104–408).

Page 37009

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Ensign to act as Speaker pro tempore for today.

Page 36953

Committees to Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the five-minute rule: Committees on Agriculture, Government Reform and Oversight, International Relations, the Judiciary, National Security, Resources, and Transportation and Infrastructure.

Page 36953

Public Debt Limit: By a recorded vote of 235 ayes to 103 noes, with 77 voting "present", Roll No. 862, the House passed H.R. 2621, to enforce the pubic debt limit and to protect the social security trust funds and other Federal trust funds and accounts invested in public debt obligations.

Page 36966

Rejected the Gibbons motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing language consisting of a new text that sought to provide that the Secretary of the Treasury may use social security trust funds only for the purposes of paying social security benefits under previously established practices; and that the Secretary of the Treasury may utilize civil service retirement funds to avoid Government default in times of a forced debt ceiling crisis and that such funds shall be restored fully, including interest, as required by provisions in the United States Code (rejected by a yea-and-nay vote of 190 yeas to 229 nays, Roll No. 861).

Page 36978

H. Res. 293, the rule under which the bill was considered, was agreed to earlier by a recorded vote of 228 ayes to 184 noes, Roll No. 860. By a yea-and-nay vote of 223 yeas to 183 nays, Roll No. 859, agreed to order the previous question on the resolution.

Page 36959

Member Sworn: Representative-elect Jesse L. Jackson, Jr., presented himself in the well of the House and was administered the oath of office by the Speaker.

Page 36981

Legislative Program: The Majority Leader announced the legislative program for today and the balance of the week.

Page 36983

Late Report: Committee on Government Reform and Oversight received permission to have until midnight tonight to file a report on H.R. 2661, to amend the District of Columbia Self-Government and Governmental Reorganization Act to permit the District of Columbia to expend its own funds during any portion of a fiscal year for which Congress has not enacted the budget of the District of Columbia for the fiscal year, and to provide for the appropriation of a monthly pro-rated portion of the annual Federal payment to the District of Columbia for such fiscal year during such portion of the year.

Page 36987

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 37009

Senate Messages: Message received from the Senate today appears on page 36953.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 37010.

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 36964, 36979, 36980.

Adjournment: Met at 10 a.m. and adjourned at 5:31 p.m.

Committee Meetings

AGRICULTURE GUEST WORKER PROGRAM

Committee on Agriculture: Subcommittee on Risk Management and Specialty Crops and the Subcommittee on Immigration and Claims of the Committee on the Judiciary held a joint hearing on H–2A Temporary Worker Program and its impact on American Agriculture. Testimony was heard from Keith Collins, Chief Economist, USDA; and public witnesses.

MISCELLANEOUS MEASURES; DRAFT REPORTS; SUBPOENA

Committee on Government Reform and Oversight: Ordered reported the following bills: H.R. 1398, to designate the United States Post Office building located at 1203 Lemay Ferry Road, St. Louis, MO, as the "Charles J. Coyle Post Office Building;" H.R. 1880, to designate the U.S. Post Office building located at 102 South McLean, Lincoln, IL, as the "Edward Madigan Post Office Building;" H.R. 2262, to designate the U.S. Post Office building located at 218 North Alston Street in Foley, AL, as the "Holk Post Office Building;" H.R. 2704, amended, to provide that the U.S. Post Office building that is to be located on the 2600 block of East 75th Street in Chicago, IL, shall be known and designated as the "Charles A. Hayes Post Office Building;" and H.R. 2661, amended, District of Columbia Fiscal Protection Act of 1995.

Committee also approved the following draft reports: "Creating a 21st Century Government"; "Making Government Work: Fulfilling the Mandate for Change"; "Mail Services in the United States: Exploring Options for Improvement"; "Voice for Change"; "Federal Takeover of Chicago Housing Authority"; and "The FDA Food Additive Review Process".

If needed, the Committee authorized the issuance of a subpoena in the matter of Harry Thomason.

FEDERAL GOVERNMENT SHUTDOWN

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on Government Shutdown II. Testimony was heard from Representatives Hayworth, Bachus, Hoekstra, Calvert, Barton of Texas, Browder, Gekas, Hoyer, McCarthy, and Bono.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported the following measures: H. Res. 274, concerning Burma and the U.N. General Assembly; H. Con. 91, expressing the sense of the Congress that the United States should participate in Expo '98 in Libson, Portugal; and H.R. 2775, to amend the Agricultural Trade Development and Assistance Act of 1954, the Food for Progress Act of 1985, and the Food, Agriculture, Conservation, and Trade Act of 1990 to extend the authorities under those Acts.

TRANSATLANTIC ECONOMIC COOPERATION

Committee on International Relations: Held a hearing on U.S.-Europe: Prospects for Transatlantic Economic Cooperation. Testimony was heard from Daniel K. Tarullo, Assistant Secretary, Economic and Business Affairs, Department of State; David Rophkopf, Acting Under Secretary, Department of Commerce; and public witnesses.

AU PAIR PROGRAM

Committee on International Relations: Subcommittee on International Operations and Human Rights approved for full Committee action H.R. 2767, to amend the au pair program.

OVERSIGHT—U.S. SENTENCING COMMISSION

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the U.S. Sentencing Commission. Testimony was heard from Richard P. Conaboy, U.S. District Judge, Chairman, U.S. Sentencing Commission; Jon O. Newman, Chief Judge, U.S. Court of Appeals, Second Circuit; Emilio M. Garza, Judge, U.S. Court of Appeals, Fifth Circuit; Jay Harvey Wilkinson, III, Judge, U.S. Court of Appeals, Fourth Circuit; and public witnesses.

POW/MIA

Committee on National Security: Subcommittee on Military Personnel held a hearing on the Department of Defense's comprehensive review of Indochina POW/MIA cases. Testimony was heard from Senator Smith; Hershel W. Gober, Deputy Secretary, Veterans Affairs, Department of Veterans Affairs; Winston Lord, Assistant Secretary, POW/MIA Affairs, Department of Defense; the following officials of the Department of Defense: James W. Wold, Deputy Assistant Secretary, POW/MIA Affairs; and Cdr. Charles R. Marineau, Jr., USN, Chief of Intelligence, Joint Task Force Full Accounting; Garnett Bell, former Special Assistant for Negotiations for Commander, Joint Task Force Full Accounting, Department of Defense; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on the following bills: H.R. 1772, to authorize the Secretary of the Interior to acquire certain interests in the Waihee Marsh for inclusion in the Oahu National Wildlife Refuge Complex; H.R. 1836, to authorize the Secretary of the Interior to acquire property in the town of East Hampton, Suffolk County, New York, for inclusion in the Amagansett National Wildlife Refuge; H.R. 2660, to increase the amount authorized to be appropriated to the Department of the Interior for the Tensas River National Wildlife Refuge; and H.R. 2679, to revise the boundary of the North Platte National Wildlife Refuge. Testimony was heard from Representatives Mink, Barrett of Nebraska, and Forbes; Robert Davison, Deputy Assistant Secretary, Fish and Wildlife and Parks, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

CONFERENCE REPORT—DEPARTMENT OF DEFENSE AUTHORIZATION

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1530, to authorize appropriations for fiscal year 196 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal year 1996, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Chairman Spence.

MISCELLANEOUS MEASURES; CONSTRUCTION RESOLUTIONS

Committee on Transportation and Infrastructure: Ordered reported the following bills: H.R. 1718, to designate U.S. Courthouse located at 197 South Main Street in Wilkes-Barre, PA, as the "Max Rosenn United States Courthouse;" H.R. 2504, to designate the Federal building located at the corner of Patton Avenue and Otis Street, and the U.S. Courthouse located on Otis Street, in Asheville, NC, as the "Veach-Baley Federal Complex;" H.R. 2415, amended, to designate the U.S. Customs administrative building at the Ysleta/Zaragosa Port of Entry located at 797 South Ysleta in El Paso, TX, as the "Timothy C. McCaghren Customs Administrative Building"; H.R. 2620, amended, to direct the Architect of the Capitol to sell the parcel of real property located at 501 First Street, SE, in the District of Columbia; H.R. 2689, to designate the United States Courthouse located at 301 West Main Street in Benton, IL, as the "James L. Foreman United States Courthouse"; H.R. 2061, to designate the Federal building located at 1550 Dewey Avenue in Baker City, OR, as the "Davis J. Wheeler Federal Building"; H.R. 2111, amended, to designate the Social Security Administration's Western Program Service Center located at 1221 Nevin Avenue in Richmond CA, as the "Francis J. Hagel Building"; S. 965, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, VA, as the "Albert V. Bryan United States Courthouse"; H.R. 2481, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, NW, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center"; H.R. 2547, to designate the United States Courthouse located at 800 Market Street in Knoxville, TN, as the "Edward H. Baker, Jr. United States Courthouse"; H.R. 2556, to designate the Federal building located at 345 Middlefield Road in Menlo Park, CA and known as the Earth Science and Library Building as the "Vincent E. McKelvey Federal Building"; S. 369, to designate the United States Courthouse in Decatur, AL as the "Seybourn H. Lynne Federal Building"; and H.R. 2567, amended, to amend the Federal Water Pollution Act relating to standards for constructed water conveyances.

The Committee also approved 7 construction resolutions.

AVIATION SAFETY

Committee on Transportation and Infrastructure: Subcommittee on Aviation concluded hearings on Aviation Safety: Should Airlines Be Required to Share Pilot Performance Records? Testimony was heard from public witnesses.

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Friday, December 15, 1995

Senate

Chamber Action

Routine Proceedings, pages 37145–37249

Measures Introduced: Three bills were introduced, as follows: S. 1481–1483.

Page 37213

Measures Reported: Reports were made as follows:

S. 1044, to amend title III of the Public Health Service Act to consolidate and reauthorize provisions relating to health centers, with amendments. (S. Rept. No. 104–186)

S. 1228, to impose sanctions on foreign persons exporting petroleum products, natural gas, or related technology to Iran, with an amendment in the nature of a substitute. (S. Rept. No. 104–187)

S. 342, to establish the Cache La Poudre River National Water Heritage Area in the State of Colorado, with an amendment in the nature of a substitute. (S. Rept. No. 104–188)

S. 1470, to amend title II of the Social Security Act to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age, with an amendment in the nature of a substitute.

Page 37211

National Defense Authorizations Act—Conference Report: Senate began consideration of the conference report on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

Page 37175

During consideration of this measure today, Senate also took the following action:

By 66 yeas to 23 nays (Vote No. 607), Senate agreed to a motion to proceed to consideration of the conference report.

Page 37174

Labor/HHS/Education Appropriations, 1996—Cloture Filed: A motion was entered to close further debate on a motion to proceed to the consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996 and, in accordance with the provisions of Rule XXII of

the Standing Rules of the Senate, a vote on the cloture motion could occur on Sunday, December 17, 1995.
Page 37186

Senate will resume consideration of the motion to proceed to consideration of the bill on Saturday, December 16, 1995.

Executive Reports of Committees: The Senate received the following executive report of a committee:

Treaty Between the United States of America and the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (START II Treaty). (Treaty Doc. 103–1) (Exec. Rept. 104–10)
Page 37212

Appointments:

Commission on Security and Cooperation in Europe: The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed Senator Feingold to the Commission on Security and Cooperation in Europe.
Page 37167

Messages From the House: **Page 37211**

Communications: **Page 37211**

Executive Reports of Committees: **Page 37212**

Statements on Introduced Bills: **Page 37213**

Additional Cosponsors: **Page 37217**

Notices of Hearings: **Page 37218**

Authority for Committees: **Page 37218**

Additional Statements: **Page 37218**

Text of H.R. 1561 as Previously Passed: **Page 37222**

Record Votes: One record vote was taken today. (Total–607)
Page 37174

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:53 p.m., until 11 a.m., on Saturday, December 16, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 37247.)

Committee Meetings

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Eric James Boswell, of California, to be Assistant Secretary for Diplomatic Security, and Anthony Cecil Eden Quainton, of the District of Columbia, to be Director General of the Foreign Service, both of the Department of State, after the nominees testified and answered questions in their own behalf.

MINIMUM WAGE

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation to increase the Federal minimum wage, after receiving testimony from Senator Kerry; Robert B. Reich, Secretary of Labor; Kevin M. Murphy, University of Chicago, Chicago, Illinois; Kenneth James, LaTrell's Management Corporation, Houston, Texas, on behalf of the National Restaurant Association; and Richard L. Trumka, AFL–CIO, Washington, D.C.

WHITEWATER

Special Committee to Investigate the Whitewater Development Corporation and Related Matters: Committee met and ordered favorably reported an original resolution (S. Res.), directing the Senate Legal Counsel to bring a civil action to enforce a subpoena of the Special Committee to Investigate Whitewater Development Corporation and Related matters to William H. Kennedy, III.

Also, committee approved the reissuance of a subpoena to obtain certain information relative to the committee's Whitewater investigation.

Committee will meet again on Monday, December 18.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 2785–2799; and 3 resolutions, H. Con. Res. 120–121, and H. Res. 308 were introduced.
Page 37143

Report Filed: One report was filed as follows: H.R. 2402, to authorize an exchange of lands in the State of Utah at Snowbasin Ski Area, amended (H. Rept. 104–409).
Page 37142

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Longley to act as Speaker pro tempore for today.
Page 37107

Recess Authority: By a yea-and-nay vote of 215 yeas to 152 nays, Roll No. 863, House agreed to the Armey motion that the Speaker may be authorized to declare recesses subject to the call of the Chair through Monday, December 18, 1995.
Page 37107

Member Sworn: Representative-elect Tom Campbell presented himself in the well of the House and was administered the oath of office by the Speaker.
Page 37109

Enrollment Correction: House agreed to S. Con. Res. 36, directing the Secretary of the Senate to make technical corrections in the enrollment of S. 1060—clearing the measure.
Page 37115

Defense Authorization: By a yea-and-nay vote of 267 yeas to 149 nays, Roll No. 865, the House agreed to the conference report on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, for defense activities of the Department of Energy, and to prescribe military personnel strengths for such fiscal year for the Armed Forces—clearing the measure for Senate action.

Page 37125

H. Res. 307, the rule which waived points of order against the conference report, was agreed to earlier by a yea-and-nay vote of 378 yeas to 29 nays, Roll No. 864.

Page 37116

Au Pair Program: Objection was heard to a unanimous-consent request to take from the Speaker's table and consider H.R. 2767, to extend au pair programs.

Page 37141

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 37144.

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 37143

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 37108, 37124, 37939.

Recess: House recessed at 3:01 p.m.

Committee Meetings

AU PAIR PROGRAM; STATUS OF FORMER SOVIET UNION-UNITED STATES POLICY AND ASSISTANCE

Committee on International Relations: Ordered reported H.R. 2767, to extend the au pair program.

The Committee also concluded hearings on the Newly Independent States of the Former Soviet Union: U.S. Policy and Assistance, Part II. Testimony was heard from Harold J. Johnson, Director, National Security and International Affairs Division, GAO; Brent Scowcroft, former National Security Advisor; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

PRODUCT LIABILITY

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 956, to establish legal standards and procedures for product liability litigation, but did not complete action thereon, and recessed subject to call.

Saturday, December 16, 1995

Senate

Chamber Action

Routine Proceedings, pages 37250–37260

Labor/HHS/Education Appropriations, 1996: Senate resumed consideration of a motion to proceed to the consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996.

Page 37256

A unanimous-consent agreement was reached providing for a vote on the pending cloture motion to occur on Tuesday, December 19, 1995.

Page 37260

Adjournment: Senate convened at 11 a.m., and adjourned at 2:27 p.m., until 5 p.m., on Sunday, December 17, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 37260.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

No committee meetings were held.

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Sunday, December 17, 1995

Senate

Chamber Action

Routine Proceedings, pages 37261–37264

Adjournment: Senate convened at 5 p.m., and adjourned at 6:13 p.m., until 11 a.m., on Monday, December 18, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 37264.)

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

No committee meetings were held.

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Monday, December 18, 1995

Senate

Chamber Action

Routine Proceedings, pages 37265–37309

Measures Introduced: One bill was introduced, as follows: S. 1484.

Page 37294

Measures Passed:

Export Sanctions: Senate passed S. 1228, to impose sanctions on foreign persons exporting petroleum products, natural gas, or related technology to Iran, after agreeing to a committee amendment in the nature of a substitute.

Page 37303

Bruce R. Thompson U.S. Courthouse: Senate passed H.R. 395, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building", clearing the measure for the President.

Page 37305

Public Water Supply Compact: Senate passed S.J. Res. 38, granting the consent of Congress to the Vermont-New Hampshire Interstate Public Water Supply Compact.

Page 37305

National Defense Authorizations Act—Conference Report: Senate resumed consideration of the conference report on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

Pages 37269, 37277, 37286

A unanimous-consent time-agreement was reached providing for further consideration of the conference report on Tuesday, December 19, 1995, with a vote to occur thereon.

Page 37303

Nominations Received: Senate received the following nominations:

George W. Black, Jr., of Georgia, to be a Member of the National Transportation Safety Board for the remainder of the term expiring December 31, 1996.

Patrick Davidson, of California, to be a Member of the National Council on the Arts for a term expiring September 3, 2000.

Townsend D. Wolfe, III, of Arkansas, to be a Member of the National Council on the Arts for a term expiring September 3, 2000.

Pascal D. Forgione, Jr., of Delaware, to be Commissioner of Education Statistics for a term expiring June 21, 1999.

Sarah McCracken Fox, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2000.

Robert E. Morin, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

1 Department of Defense nomination in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Army and Air Force.

Page 37306

Messages From the House: **Page 37293**

Measures Referred: **Page 37294**

Executive Reports of Committees: **Page 37294**

Statements on Introduced Bills: **Page 37294**

Additional Cosponsors: **Page 37297**

Additional Statements: **Page 37297**

Adjournment: Senate convened at 11 a.m., and adjourned at 7:40 p.m., until 9:30 a.m., on Tuesday, December 19, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 37306.)

Committee Meetings

WHITEWATER

Special Committee To Investigate the Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain matters relating to the Whitewater Development Corporation, receiving testimony from Susan P. Thomases, Wilke, Farr, and Gallagher, New York, New York.

Hearings were recessed subject to call.

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House of Representatives

Chamber Action

Page 37436

Reports Filed: Reports were filed as follows:

H.R. 2689, to designate the United States Courthouse located at 301 West Main Street in Benton, Illinois, as the "James L. Foreman United States Courthouse" (H. Rept. 104–410);

H.R. 2111, to designate the Social Security Administration's Western Program Service Center located at 1221 Nevin Avenue, Richmond, California, as the "Francis J. Hagel Building", amended (H. Rept. 104–411);

H.R. 2061, to designate the Federal building located at 1550 Dewey Avenue, Baker City, Oregon as the "David J. Wheeler Federal Building" (H. Rept. 104–412);

H.R. 1718, to designate the United States Courthouse located at 197 South Main Street in Wilkes-Barre, Pennsylvania, as the "Max Rosenn United States Courthouse" (H. Rept. 104–413);

H.R. 2481, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center" (H. Rept. 104–414);

H.R. 2415, to designate the United States Customs Administrative Building at the Ysleta/Zaragosa Port of Entry located at 979 South Ysleta in El Paso, Texas, as the "Timothy C. McCaghren Customs Administrative Building", amended (H. Rept. 104–415);

H.R. 2504, to designate the Federal Building located at the corner of Patton Avenue and Otis Street, and the United States Courthouse located on Otis Street, in Asheville, North Carolina, as the "Veach-Baley Federal Complex" (H. Rept. 104–416);

H.R. 2547, to designate the United States courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr. United States Courthouse" (H. Rept. 104–417);

H.R. 2556, to redesignate the Federal building located at 345 Middlefield Road in Menlo Park, California, and known as the Earth Sciences and Library Building, as the "Vincent E. McKelvey Federal Building" (H. Rept. 104–418);

S. 368, to designate the Federal Courthouse in Decatur, Alabama, as the Seybourn H. Lynne Federal Courthouse" (H. Rept. 104–419);

S. 965, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, Virginia, as the Albert V. Bryan United States Courthouse" (H. Rept. 104–420);

H.R. 2029, to amend the Farm Credit Act of 1971 to provide regulatory relief, amended (H. Rept. 104–421);

Conference report on H.R. 2539, to abolish the Interstate Commerce Commission, to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation (H. Rept. 104–422);

H. Res. 309, providing for consideration of H. Con. Res. 122, setting forth a revised congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002 (H. Rept. 104–423);

H. Res. 310, expediting the commencement of committee hearing during the remainder of the first session of the One Hundred Fourth Congress (H. Rept. 104–424).

Pages 37436, 37414, 37435

Suspensions: House voted to suspend the rules and pass the following measures:

Stuttgart national agricultural research center: H.R. 33, to transfer the Fish Farming Experimental Laboratory in Stuttgart, Arkansas, to the Department of Agriculture;

Page 37310

Limiting State taxation of certain pension income: H.R. 394, amended, to amend title 4 of the United States Code to limit taxation of certain pension income;

Page 37317

Au pair program: S. 1465, to extend au pair programs;

Page 37320

Max Rosenn courthouse: H.R. 1718, to designate the United States Courthouse located at 197 South Main Street in Wilkes-Barre, Pennsylvania as the "Max Rosenn United States Courthouse";

Page 37322

David Wheeler Federal Building: H.R. 2061, to designate the Federal building located at 1550 Dewey Avenue, Baker City, Oregon as the "David J. Wheeler Federal Building";

Page 37323

Francis J. Hagel Building: H.R. 2111, amended, to designate the Social Security Administration's Western Programs Service Center located at 12221 Nevin Avenue, Richmond, California, as the "Francis J. Hagel Building". Agreed to amend the title;

Page 37323

Timothy McCaghren Administrative Building: H.R. 2415, amended, to designate the United States Customs Administrative Building at the Ysleta/Zaragosa Port of Entry located at 797 South Ysleta in El Paso, Texas, as the "Timothy McCaghren Customs Administrative Building". Agreed to amend the title;

Page 37324

Ronald Reagan Building: H.R. 2481, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center";

Page 37325

Veach-Baley Federal Complex: H.R. 2504, to designate the Federal Building located at the corner of Patton Avenue and Otis Street, and the United States Courthouse located on Otis Street, in Asheville, North Carolina, as the "Veach-Baley Federal Complex";

Page 37326

Howard H. Baker, Jr. Courthouse: H.R. 2547, to designate the United States Courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr. United States Courthouse";

Page 37326

Vincent E. McKelvey Federal Building: H.R. 2556, to redesignate the Federal building located at 345 Middlefield Road in Menlo Park, California, and known as the Earth Sciences and Library Building, as the "Vincent E. McElvey Federal Building";

Page 37327

James L. Foreman Courthouse: H.R. 2689, to designate the United States Courthouse located at 301 West Main Street in Benton, Illinois, as the "James L. Foreman United States Courthouse";

Page 37328

Seybourn H. Lynn Federal Courthouse: S. 369, to designate the Federal Courthouse in Decatur, Alabama, as the "Seybourn H. Lynn Federal Courthouse"—clearing the measure for the President;

Page 37328

Dayton area health plan: H.R. 1878, amended, to extend for two years the period of applicability or enrollment mix requirement to certain health maintenance organizations providing services under Dayton Area Health Plan. Agreed to amend the title: and

Page 37329

Albert V. Bryan Courthouse: S. 965, to designate the United States Courthouse for the Eastern District of Virginia in Alexandria, Virginia, as the "Albert V. Bryan United States Courthouse"—clearing the measure for the President.

Page 37330

Housing for Older Persons: House voted to suspend the rules and agree to the Senate amendment to H.R. 660, to amend the Fair Housing Act to modify the exemption from certain familial status discrimination prohibitions granted to housing for older persons.

Pages 37311, 37317

Recess: House recessed at 2:20 p.m. and reconvened at 4:26 p.m.

Page 37331

Balanced Budget: By a yea-and-nay vote of 351 yeas to nays, Roll No. 866, the House voted to suspend the rules and pass H.J. Res. 132, affirming that budget negotiations shall be based on the most recent technical and economic assumptions of the Congressional Budget Office and shall achieve a balanced budget by fiscal year 2002 based on those assumptions.

Page 37331

Presidential Veto Message—Interior Appropriations: Read a message from the President wherein he announces his veto of H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996; and explains his reasons therefor—ordered printed (H. Doc. 104–147).

Page 37405

Agreed to the Regula motion to refer the message and the accompanying bill to the Committee on Appropriations.

Page 37405

Presidential Veto Message—Veterans Affairs/HUD: Read a message from the President wherein he announces his veto of H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, and commissions, corporations, and offices for fiscal year ending September 30, 1996; and explains his reasons therefor—ordered printed (H. Doc. 104–148).

Page 37409

Agreed to the Lewis of California motion to refer the message and the accompanying bill to the Committee on Appropriations.

Page 37410

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 37435

Senate Messages: Messages received from the Senate today appear on page 37310.

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 37338.

Adjournment: Reconvened at noon and adjourned at 10:13 p.m.

Committee Meetings

WEI JINGSHENG IMPRISONMENT

Committee on International Relations: Subcommittee on International Operations and Human Rights held a hearing on the Trial, Conviction, and Imprisonment of Wei Jingsheng: How Should It Affect United States Policy? Testimony was heard from public witnesses.

PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Immigration and Claims met to consider private claims bills.

EXPEDITING COMMENCEMENT OF COMMITTEE HEARINGS

Committee on Rules: Ordered reported, by a vote of 6 to 3, a resolution waiving the provisions of clause 2(g)(3) of rule XI (requiring at least one week's notice for a committee hearing except by the concurrence of the ranking minority member or vote of the committee) for the remainder of the 1st Session of the 104th Congress.

REVISED BUDGET RESOLUTION

Committee on Rules: Granted, by a vote of 6 to 1, a closed rule providing 2 hours of debate on H. Con. Res. 122, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002. Testimony was heard from Chairman Kasich and Representative Bass.

◆◆◆◆◆◆◆◆◆◆◆◆

Tuesday, December 19, 1995

Senate

Chamber Action

Routine Proceedings, pages 37465–37566

Measures Introduced: One bill and two resolutions were introduced, as follows: S. 1485, and S. Res. 199 and 200.

Page 37553

Measures Reported: Reports were made as follows:

S. 1196, to transfer certain National Forest System lands adjacent to the townsite of Cuprum, Idaho. (S. Rept. No. 104–189)

S. 426, to authorize the Alpha Phi Alpha Fraternity to establish a memorial to Martin Luther King, Jr., in the District of Columbia. (S. Rept. No. 104–190)

S. Res. 199, directing the Senate Legal Counsel to bring a civil action to enforce a subpoena of the Special Committee to Investigate Whitewater Development Corporation and Related Matters to William H. Kennedy, III. (S. Rept. No. 104–191)

S. 884, to designate certain public lands in the State of Utah as wilderness, with an amendment in the nature of a substitute. (S. Rept. No. 104–192)

S. 1180, to amend title XIX of the Public Health Service Act to provide for health performance partnerships, with an amendment in the nature of a substitute. (S. Rept. No. 104–193)

H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the "Romano L. Mazzoli Federal Building".

H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge.

S. 776, to reauthorize the Atlantic Striped Bass Conservation Act and the Anadromous Fish Conservation Act.

S. 1315, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center".

S. 1388, to designate the United States courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr. United States Courthouse".

Page 37552

Passage Vitiated:

Export Sanctions: Senate vitiated passage of S. 1228, to impose sanctions on foreign persons exporting petroleum products, natural gas, or related technology to Iran, and the bill was returned to the Senate calendar.

Page 37465

National Defense Authorizations Act—Conference Report: By 51 yeas to 43 nays (Vote No. 608), Senate agreed to the conference report on H.R. 1530, to authorize appropriations for fiscal year 1996 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, clearing the measure for the President.

Pages 37465, 37537

Labor/HHS/Education Appropriations, 1996: A unanimous-consent agreement was reached providing for the cloture vote on a motion to proceed to the consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996, to occur on Wednesday, December 20, 1995.

Page 37564

Subpoena Enforcement—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. Res. 199, directing the Senate Legal Counsel to bring a civil action to enforce a subpoena of the Special Committee to Investigate the Whitewater Development Corporation, on Wednesday, December 20, 1995.

Page 37553

Nominations Received: Senate received the following nominations:

Speight Jenkins, of Washington, to be a Member of the National Council on the Arts for a term expiring September 3, 2000.

Mary Ann Vial Lemmon, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

Michael D. Schattman, of Texas, to be United States District Judge for the Northern District of Texas.

Page 37566

Messages From the House: **Page 37550**

Measures Referred: **Page 37551**

Measures Read First Time: **Page 37551**

Communications: **Page 37551**

Petitions: **Page 37551**

Executive Reports of Committees: **Page 37552**

Statements on Introduced Bills: **Page 37553**

Additional Cosponsors: **Page 37553**

Authority for Committees: **Page 37555**

Additional Statements: **Page 37556**

Record Votes: One record vote was taken today. (Total–608)

Page 37537

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:08 p.m., until 10 a.m., on Wednesday, December 20, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 37566.)

Committee Meetings

BOSNIA

Committee on Appropriations: Subcommittee on Foreign Operations held hearings to examine the impact of United States participation in the economic reconstruction of Bosnia, receiving testimony from Richard C. Holbrooke, Assistant Secretary of State for European and Canadian Affairs; and J. Brian Atwood, Administrator, Agency for International Development.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following bills:

S. 776, authorizing funds for fiscal years 1995 through 1998 for programs of the Atlantic Striped Bass Conservation Act and provisions of the Anadromous Fish Conservation Act relating to Atlantic striped bass research;

S. 1005, to improve the process of constructing, altering, purchasing, and acquiring public buildings, with an amendment in the nature of a substitute;

S. 1315, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center";

S. 1388, to designate the United States courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr. United States Courthouse";

H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the "Romano L. Mazzoli Federal Building";

H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge;

H.R. 2005, to direct the Secretary of the Interior to make technical corrections in maps relating to the Coastal Barrier Resources System; and

S. 1406, to authorize the Secretary of the Army to convey to the city of Eufaula, Oklahoma, a parcel of land located at the Eufaula Lake project.

NOMINATIONS

Committee on the Judiciary: Committee held hearings on the nominations of William A. Fletcher, of California, to be United States Circuit Judge for the Ninth Circuit, Bernice B. Donald, to be United States District Judge for the Western District of Tennessee, Barbara S. Jones and Jed S. Rakoff, each to be a United States District Judge for the Southern District of New York, Joan A. Lenard, to be United States District Judge for the Southern District of Florida, and C. Lynwood Smith, to be United States District Judge for the Northern District of Alabama. Mr. Fletcher was introduced by Senator Feinstein, Ms. Donald was introduced by Senators Thompson and Frist, and Ms. Lenard was introduced by Senators Mack and Graham.

TEEN DRUG USE

Committee on the Judiciary: Committee concluded hearings to examine recent trends in drug use among American youth, focusing on prevention and treatment programs, after receiving testimony from Lloyd D. Johnston, University of Michigan, Ann Arbor; James Alan Fox, Northeastern University, Boston, Massachusetts; James N. Hall, Up Front Drug Information Center, Miami, Florida; James E. Burke, Partnership for a Drug-Free America, and Duane Garcia, both of New York, New York; and Tod Hedrick, Greenwich, Connecticut.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 2808–2812; and 6 resolutions, H. Con. Res. 123, and H. Res. 311–315 were introduced.

Page 37687

Reports Filed: Reports were filed as follows:

H. Res. 312, waiving points of order against the conference report on H.R. 2539, to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation (H. Rept. 104–426); and

H. Res. 313, providing for the consideration of H.R. 558, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact (H. Rept. 104–427).

Pages 37687, 37646

Private Calendar: On the call of the Private Calendar, the House sent to the Senate without amendment the following measures: H.R. 418, H.R. 419, and H.R. 1315, all private bills.

Page 37574

Suspensions: House voted to suspend the rules and pass the following measures:

Burma and the U.N. General Assembly: H. Res. 274, amended, concerning Burma and the United Nations General Assembly;

Page 37582

Middle East peace facilitation: H.R. 2808, to extend authorities under the Middle East Peace Facilitation Act of 1994 until March 31, 1996;

Page 37585

Export-Import Bank tied-aid program: H.R. 2203, amended, to reauthorize the tied-aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project; **Page 37586**

Smithsonian sesquicentennial: H.R. 2627, amended, to require the Secretary of the Treasury to mint coins in commemoration of the sesquicentennial of the founding of the Smithsonian Institution; **Page 37587**

Provisional approval of House employee regulations: H. Res. 311, to provide for the provisional approval of regulations applicable to the House of Representatives and employees of the House of Representatives and to be issued by the Office of Compliance before January 23, 1996; and **Page 37590**

Expo '98: H. Con. Res. 91, expressing the sense of the Congress that the United States should participate in Expo '98 in Lisbon, Portugal. Subsequently, S. Con. Res. 22, a similar Senate-passed measure, was agreed to in lieu—clearing the measure. H. Con. Res. 91 was laid on the table. **Page 37581**

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System. **Page 37609**

Budget Proposal: By a yea-and-nay vote of 412 nays, with 5 voting "present," Roll No. 869, the House failed to agree to H. Con. Res. 122, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002. **Pages 37609, 37613**

H. Res. 309, the rule under which the concurrent resolution was considered, was agreed to earlier by a recorded vote of 229 ayes to 189 noes, Roll No. 868. Agreed to order the previous question on the resolution by a yea-and-nay vote of 230 yeas to 188 nays, Roll No. 867. **Page 37595**

Presidential Veto Messages: Agreed to a unanimous-consent request that, if the Chair lays before the House today a veto message from the President on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, the objections of the President be spread at large upon the Journal of the House and that the message and the bill be ordered printed as a House document and that consideration of the veto message be postponed until tomorrow; and **Page 37634**

Agreed to a unanimous consent request that, if the Chair lays before the House today a veto message from the President on H.R. 1058, to reform Federal securities legislation, the objections of the President be spread at large upon the Journal and that the message and bill be ordered printed as a House document and that consideration of the veto message be postponed until tomorrow. **Page 37634**

Suspensions: House voted to suspend the rules and pass the following measures:

Provisional approval of regulations regarding joint congressional employees: H. Con. Res. 123, to provide for the provisional approval of regulations applicable to certain covered employing offices and covered employees and to be issued by the Office of Compliance before January 23, 1996; **Page 37632**

Days of Remembrance: H. Con. Res. 106, amended, permitting the use of the rotunda of the Capitol for a ceremony to commemorate the days of remembrance of victims of the Holocaust. Agreed to amend the title; **Page 37634**

Charles J. Coyle Post Office Building: H.R. 1398, to designate the United States Post Office building located at 1203 Lemay Ferry Road, St. Louis, Missouri, as the "Charles J. Coyle Post Office Building"; **Page 37634**

Edward Madigan Post Office Building: H.R. 1880 to designate the United States Post Office building located at 102 South McLean, Lincoln, Illinois, as the "Edward Madigan Post Office Building"; **Page 37635**

Holk Post Office Building: H.R. 2262, to designate the United States Post Office building located at 218 North Alston Street in Foley, Alabama, as the "Holk Post Office Building"; **Page 37638**

Charles A. Hayes Post Office Building: H.R. 2704, amended, to provide that the United States Post Office building that is to be located on the 2600 block of East 75th Street in Chicago, Illinois, shall be known and designated as the "Charles A. Hayes Post Office Building"; Agreed to amend the title; and **Page 37639**

Farm credit system relief: H.R. 2029, amended, to amend the Farm Credit Act of 1971 to provide regulatory relief. Agreed to amend the title. **Page 37640**

Presidential Veto Message—Commerce, Justice, State, the Judiciary: Read a message from the President wherein he announces his veto of H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and explains his reasons therefor—ordered printed (H. Doc. 104–149) **Page 37644**

Referral: One Senate-passed measure was referred to the appropriate House committee. **Page 37686**

Senate Messages: Messages received from the Senate appear on page 37574.

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 37608, 37632

Adjournment: Met at 9 a.m. and adjourned at 10:45 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action the following bills: H.R. 1129, amended, to amend the National Trails Systems Act to designate the route from Selma to Montgomery as a National Historic Trail; H.R. 2107, amended, Visitor Services Improvement and Outdoor Legacy Act of 1995; H.R. 1527, amended, to amend the National Forest Ski Area Permit Act of 1986 to clarify the authorities and duties of the Secretary of Agriculture in issuing ski area permits on National Forest System lands and to withdraw lands within ski area permit boundaries from the operation of the mining and mineral leasing laws; and H.R. 2464, to amend Public Law 103–93 to provide additional lands within the State of Utah for the Goshute Indian Reservation.

OVERSIGHT—SOUTHERN SALVAGE TIMBER AND FOREST HEALTH

Committee on Resources: Salvage Timber and Forest Health Task Force held an oversight hearing on Salvage Timber and Forest Health focusing on Southern Salvage and Forest Health Issues. Testimony was heard from Representatives Herger, Furse, and Riggs; Robert Joslin, Regional Forester, Southern Region, Forest Service, USDA; and public witnesses.

TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 558, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact. The rule accords priority in recognition to those Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representative Schaefer.

ICC ELIMINATION

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States, Code, to reform economic regulation of transportation. Testimony was heard from Chairman Shuster and Representatives Molinari and Oberstar.

FUTURE OF TECHNOLOGY—IC

Permanent Select Committee on Intelligence: Continued hearings on IC21: The Intelligence Community in the 21st Century. Testimony was heard from John M. Deutch, Director, CIA.

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Wednesday, December 20, 1995

Senate

Chamber Action

Routine Proceedings, pages 27701–27791

Measures Introduced: Six bills were introduced, as follows: S. 1486–1491.

Page 37767

Measures Reported: Reports were made as follows:

S. 1164, to amend the Stevenson-Wydler Technology Innovation Act of 1980 with respect to inventions made under cooperative research and development agreements, with amendments. (S. Rept. No. 104–194)

S. 1260, to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, with an amendment in the nature of a substitute. (S. Rept. No. 104–195)

Page 37767

Measures Passed:

Subpoena Enforcement: By 51 yeas to 45 nays (Vote No. 610), Senate agreed to S. Res. 199, directing the Senate Legal Counsel to bring a civil action to enforce a subpoenas and orders of the Special Committee to Investigate the Whitewater Development Corporation and Related Matters to William H. Kennedy, III, after taking action on amendments proposed thereto, as follows:

Page 37705

Adopted:

(1) D'Amato Amendment No. 3101, to make a technical correction.

Page 37752

(2) D'Amato Amendment No. 3102, to make a further technical correction.

Page 37752

(3) D'Amato Amendment No. 3103, to amend the title by striking "a subpoena" and inserting "subpoenas and orders".

Page 37753

Rejected:

By 45 yeas to 51 nays (Vote No. 609), Sarbanes Amendment No. 3104, in the nature of a substitute.

Page 37753

Commission on Concentration in the Livestock Industry: Senate passed S. 1340, to establish a Commission on Concentration in the Livestock Industry, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 37762

Dole (for Hatch) Amendment No. 3105, to request a report on the application of the antitrust laws.

Page 37762

Ronald Reagan Building/Trade Center: Committee on Environment and Public Works was discharged from further consideration of H.R. 2481, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center", and the bill was then passed, clearing the measure for the President.

Page 37764

Howard H. Baker U.S. Courthouse: Committee on Environment and Public Works was discharged from further consideration of H.R. 2547, to designate the United States Courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr. United States Courthouse, and the bill was then passed, clearing the measure for the President.

Page 37781

Romano L. Mazzoli Federal Building: Senate passed H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the "Romano L. Mazzoli Federal Building", clearing the measure for the President.

Page 37782

Don Edwards National Wildlife Refuge: Senate passed H.R. 1253, to rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge, clearing the measure for the President.

Page 37782

Export Sanctions: Senate passed S. 1228, to impose sanctions on foreign persons exporting petroleum products, natural gas, or related technology to Iran, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 27782

Santorum (for Kennedy/D'Amato) Amendment No. 3106, to deter investment in the development of Libya's petroleum resources.

Page 37786

Reimbursements for Federally Funded Employees: Committee on Governmental Affairs was discharged from further consideration of S. 1429, to provide clarification in the reimbursement to States for federally funded employees carrying out Federal programs during the lapse in appropriations between November 14, 1995, through November 19, 1995, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 37786

Santorum (for Domenici) Amendment No. 3107, in the nature of a substitute.

Page 37786

Printing Authority: Senate agreed to S. Con. Res. 34, to authorize the printing of "Vice Presidents of the United States, 1789–1993".

Page 38886

FEC Electronic Filing: Senate passed H.R. 2527, to amend the Federal Election Campaign Act of 1971 to improve the electoral process by permitting electronic filing and preservation of Federal Election Commission reports, clearing the measure for the President.

Page 37788

Citizen Regent: Senate passed H.J. Res. 69, providing for the reappointment of Homer Alfred Neal as a citizen regent of the Board of Regents of the Smithsonian Institution, clearing the measure for the President.

Page 37788

Citizen Regent: Senate passed H.J. Res. 110, providing for the appointment of Howard H. Baker, Jr. as a citizen regent of the Board of Regents of the Smithsonian Institution, clearing the measure for the President.

Page 37788

Citizen Regent: Senate passed H.J. Res. 111, providing for the appointment of Anne D'Harnoncourt as a citizen regent of the Board of Regents of the Smithsonian Institution, clearing the measure for the President.

Page 37788

Citizen Regent: Senate passed H.J. Res. 112, providing for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the Smithsonian Institution, clearing the measure for the President.

Page 37788

Balanced Budget: A unanimous-consent time agreement was reached providing for the consideration of H.J. Res. 132, affirming that budget negotiations shall be based on the most recent technical and economic assumptions of the Congressional Budget Office and shall achieve a balanced budget by fiscal year 2002 based on those assumptions, on Thursday, December 21, 1995, with a vote to occur thereon.

Page 37762

Labor/HHS/Education Appropriations, 1996: A unanimous-consent agreement was reached providing for the cloture vote on a motion to proceed to the consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1996, to occur on Thursday, December 21, 1995.

Page 37789

Victim Restitution Act—Agreement: A unanimous-consent time agreement was reached providing for the

consideration of H.R. 665, to control crime by mandatory victim restitution.
Page 37786

Nominations Received: Senate received the following nominations:

Gaston L. Gianni, Jr., of Virginia, to be Inspector General, Federal Deposit Insurance Corporation.

Rita Derrick Hayes, of Maryland, for the rank of Ambassador during her tenure of service as Chief Textile Negotiator.

1 Navy nomination in the rank of admiral.
Page 37791

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Norwood J. Jackson, Jr., of Virginia, to be Inspector General, Federal Deposit Insurance Corporation, which was sent to the Senate on January 5, 1995.
Page 37791

Messages From the House: **Page 37767**

Measures Placed on Calendar: **Page 37767**

Communications: **Page 37767**

Statements on Introduced Bills: **Page 37767**

Additional Cosponsors: **Page 37777**

Amendments Submitted: **Page 37777**

Authority for Committees: **Page 37778**

Additional Statements: **Page 37778**

Record Votes: Two record votes were taken today. (Total–610)
Page 37761

Adjournment: Senate convened at 10 a.m., and adjourned at 8:54 p.m., until 9:30 a.m., on Thursday, December 21, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages 37761, 37789

Committee Meetings

PRESIDIO TRUST

Committee on Energy and Natural Resources: Committee concluded hearings on S. 594 and H.R. 1296, bills to create a trust within the Department of the Interior to manage, lease and finance the historical and cultural inventory of the Presidio of San Francisco, California at minimal cost to the Federal taxpayer, and to review a map associated with the San Francisco Presidio, after receiving testimony from Robert Chandler, General Manager, The Presidio, National Park Service, Department of the Interior; Paul Johnson, Deputy Assistant Secretary of the Army for Installation and Housing; Curtis Feeny, Stanford Management Company, Menlo Park, California; and Toby Rosenblatt, Glen Ellen Company, San Francisco, California, on behalf of the Golden Gate National Park Association.

PROPERTY RIGHTS

Committee on the Judiciary: Committee resumed markup of S. 605, to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, but did not complete action thereon, and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 2813–2821; and 3 resolutions, H.J. Res. 134–135, and H. Res. 316 were introduced.
Page 37900

Reports Filed: Reports were filed as follows:

Conference report on H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 104–427);

H. Res. 317, providing for consideration of H.J. Res. 134, making further continuing appropriations for the fiscal year 1996 (H. Rept. 104–428);

H. Res. 318, waiving points of order against the conference report on H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 104–429); and

Conference report on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence (H. Rept. 104–430);

H. Res. 319, waiving points of order against the conference report on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence (H. Rept. 104–431); and

H. Res. 320, authorizing the Speaker to declare recesses subject to the call of the Chair from December 23, 1995 through December 27, 1995 (H. Rept. 104–432).
Pages 37807, 37900, 37868, 37898

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wicker to act as Speaker pro tempore for today
Page 37792

Presidential Veto—Securities Litigation Reform: Read a message from the President wherein he announces his veto of H.R. 1058, to reform Federal securities legislation, and explains his reasons therefor—ordered printed (H. Doc. 104–150).
Page 37797

Subsequently, by a yea-and-nay vote of 319 yeas to 100 nays, with 1 voting "present", Roll No. 870, the House voted to override the President's veto of H.R. 1058, to reform Federal securities litigation (two-thirds of those present voting in favor)—clearing the measure for Senate action.

Page 37806

Commerce, Justice, State, the Judiciary Appropriations: Agreed to the Rogers motion to refer the Presidential veto message and the bill, H.R. 2076, making appropriations for the Departments of Commerce, Justice, State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, to the Committee on Appropriations.

Page 37819

Interstate Commerce Commission Termination: House agreed to H. Res. 312, the rule waiving points of order against consideration of the conference report on H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code.

Page 37824

Texas Low-Level Radioactive Waste: House agreed to H. Res. 313, providing for the consideration of H.R. 558, to grant the consent of the Congress to the Texas Low-Level Radioactive Waste Disposal Compact.

Page 37825

Further Continuing Resolution: By a yea-and-nay vote of 411 yeas to 1 nay, Roll No. 874, the House passed H.J. Res. 134, making further continuing appropriations for the fiscal year 1996.

Page 37877

Rejected the Obey motion to recommit the joint resolution to the Committee on Appropriations with instructions to report it back forthwith containing a new text that sought to provide ensured payment during fiscal year 1996 of veterans' benefits in event of lack of appropriations for fiscal year 1996 not being available (rejected by a recorded vote of 178 yeas to 234 noes, Roll No. 873).

Page 37888

Points of order were sustained against the following motions:

The Obey motion to recommit the joint resolution to the Committee on Appropriations with instructions to report it back forthwith containing a new text that sought to provide ensured payment during fiscal year 1996 of veterans' benefits in the vent of lack of appropriations for fiscal year 1996; to provide for a pay raise for fiscal year 1996 for the uniformed services; and to eliminate the disparity between effective dates for military and civilian retiree cost-of-living adjustments for fiscal year 1996. Agreed to the Livingston motion to table the Obey motion appealing the ruling of the Chair sustaining the point of order (agreed to by a recorded vote of 236 ayes to 176 noes, Roll No. 872); and

Page 37886

The Obey motion to recommit the joint resolution to the Committee on Appropriations with instructions to report it back forthwith containing a new text that sought to ensure payment during fiscal year 1996 of veterans' benefits in event of lack of appropriations for fiscal 1996; and to provide for pay for Federal and District of Columbia employees during lapse in appropriations for fiscal year 1996.

Page 37888

H. Res. 317, the rule under which the joint resolution was considered, was agreed to earlier by a voice vote. Agreed to order the previous question on the resolution by a yea-and-nay vote of 238 yeas to 172 nays, Roll No. 871.

Page 37867

Recess: House recessed at 12:05 a.m. on December 21 and reconvened at 12:10 a.m.

Senate Messages: Messages received from the Senate today appear on page 37792.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on page 37900.

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 37807, 37876, 37887, 37889, 37890. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:11 a.m. on Thursday, December 21.

Committee Meetings

FURTHER CONTINUING APPROPRIATIONS—TO ENSURE PAYMENT OF VETERANS' BENEFITS

Committee on Rules: Granted, by a recorded vote of 11 to 0, a closed rule providing 1 hour of debate on H.J. Res. 134, making further continuing appropriations for the fiscal year 1996. The rule provides one motion to recommit which may only include instructions if offered by the Minority Leader or his designee. Testimony was heard from Representatives Hutchinson, Kennedy of Massachusetts and Moran.

CONFERENCE REPORT—INTELLIGENCE AUTHORIZATION ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report to accompany H.R. 1655, Intelligence Authorization Act for Fiscal Year 1996, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Chairman Combest and Representative Dicks.

PERSONAL RESPONSIBILITY ACT

Committee on Rules: Granted a rule waiving points of order against the conference report on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence. Testimony was heard from Chairman Archer and Representatives Shaw and Levin.

RECESS AUTHORITY

Committee on Rules: Ordered reported a resolution authorizing the Speaker to declare recesses subject to the call of the Chair from December 23, 1995 through December 27, 1995.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meetings

AUTHORIZATION—INTELLIGENCE

Conferees on Tuesday, December 19, agreed to file a conference report on H.R. 1655, to authorize funds for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

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Thursday, December 21, 1995

Senate

Chamber Action

Routine Proceedings, pages 38184–38307

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 1492–1500, S. Res. 201, and S. Con. Res. 37.

Page 38272

Measures Reported: Reports were made as follows:

H.R. 2437, to provide for the exchange of certain lands in Gilpin County, Colorado. (S. Rept. No. 104–196)

Report to accompany S. 956, to amend title 28, United States Code, to divide the ninth judicial circuit of the United States into two circuits. (S. Rept. No. 104–197)

Page 38272

Measures Passed:

Balanced Budget: By a unanimous vote of 94 yeas (Vote No. 611), Senate passed H.J. Res. 132, affirming that budget negotiations shall be based on the most recent technical and economic assumptions of the Congressional Budget Office and shall achieve a balanced budget by fiscal year 2002 based on those assumptions, after agreeing to the following amendment proposed thereto:

Page 38184

Daschle Amendment No. 3108, to ensure Medicare solvency, reform welfare, and provide adequate funding for Medicaid, education, agriculture, national defense, veterans, and the environment.

Page 38186

Enrollment Corrections: Senate agreed to S. Con. Res. 37, directing the Clerk of the House of Representatives to make technical changes in the enrollment of the bill (H.R. 2539) entitled "An Act to abolish the Interstate Commerce Commission, to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation.

Page 38237

Commending CIA Inspector General: Senate agreed to S. Res. 201, commending the CIA's statutory Inspector General on his 5-year anniversary in office.

Page 38300

Farm Credit System Regulatory Relief Act: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 2029, an Act to amend the Farm Credit Act of 1971 to provide regulatory relief, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 38302

Santorum (for Lugar/Leahy) Amendment No. 3109, in the nature of a substitute.

Page 38302

ICC Termination Act—Conference Report: Senate agreed to the conference report on H.R. 2539, to abolish the Interstate Commerce Commission, and to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation.

Page 38235

Intelligence Authorizations, 1996—Conference Report: Senate agreed to the conference report on H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, clearing the measure for the President.

Page 38298

Veto—Securities Litigation Reform: Senate began consideration of the veto message on H.R. 1058, to reform Federal securities legislation.

Pages 38194, 38242

A unanimous-consent agreement was reached providing for further consideration of the veto message on Friday, December 22, 1995, with a vote to occur thereon.

Page 38242

Welfare Reform—Conference Report: Senate began consideration of the conference report on H.R. 4, to enhance support and work opportunities for families with children, reduce welfare dependence, and control welfare spending.

Pages 38242, 38247, 38304

A unanimous-consent agreement was reached providing for further consideration of the conference report on Friday, December 22, 1995, with a vote to occur thereon.
Page 38242

START II Treaty—Agreement: A unanimous-consent agreement was reached providing for the consideration of the Treaty with the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (The START II Treaty) (Treaty Doc. No. 103–1), on Friday, December 22, 1995.
Page 38243

Labor/HHS/Education Appropriations, 1996: A unanimous-consent agreement was reached providing for the cloture vote on a motion to proceed to the consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1996, to occur on Friday, December 22, 1995 at a time to be determined.
Page 38464

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measures:

Ronald Reagan Building and International Trade Center: S. 1315, to designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center.
Page 38302

Howard H. Baker, Jr. U.S. Courthouse: S. 1388, to designate the United States courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr., United States Courthouse".
Page 38302

Nominations Received: Senate received the following nominations:

Thomas Paul Grumbly, of Virginia, to be Under Secretary of Energy.

Martin A. Kamarck, of Massachusetts, to be President of the Export-Import Bank of the United States for the remainder of the term expiring January 20, 1997.

Donald W. Molloy, of Montana, to be United States District Judge for the District of Montana.

Susan Oki Mollway, of Hawaii, to be United States District Judge for the District of Hawaii.

78 Air Force nominations in the rank of general.
Page 38307

Messages From the House: Page 38271

Measures Referred: Page 38272

Measures Read First Time: Pages 38272, 38298, 38303

Executive Reports of Committees: Page 38272

Statements on Introduced Bills: Page 38272

Additional Cosponsors: Page 38283

Amendments Submitted: Page 38284

Authority for Committees: Page 38292

Additional Statements: Page 38292

Record Votes: One record vote was taken today. (Total–611)
Page 38193

Adjournment: Senate convened at 9:30 a.m., and adjourned at 9:56 p.m., until 10:15 a.m., on Friday, December 22, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 38304.)

Committee Meetings

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 1371, to provide for the exchange to the Sun Valley Company certain National Forest System lands adjacent to the Snowbasin Ski Resort in Salt Lake City, Utah to facilitate certain events at the 2002 Winter Olympics, with an amendment in the nature of a substitute;

H.R. 1296, to provide for the Administration of certain Presidio properties at minimal cost to the Federal taxpayer, with an amendment in the nature of a substitute; and

H.R. 629, to authorize the Secretary of the Interior to participate in the operation of certain visitor facilities associated with, but outside the boundaries of, Rocky Mountain National Park in the State of Colorado, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Bernice B. Donald, to be a United States District Judge for the Western District of Tennessee, Barbara S. Jones and Jed S. Rakoff, each to be a United States District Judge for the Southern District of New York, Joan A. Lenard, to be United States District Judge of the Southern District of Florida, and C. Lynwood Smith, to be United States District Judge for the Northern District of Alabama; and

S. 605, to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, with an amendment in the nature of a substitute.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2822–2828; and 2 resolutions, H.Con.Res. 124, and H. Res. 321 were introduced.

Page 38182

Reports Filed: Reports were filed as follows:

H.R. 2567, to amend the Federal Water Pollution Control Act relating to standards for constructed water conveyance, amended (H. Rept. 104–433);

Report entitled "Creating a 21st Century Government" (H. Rept. 104–434);

Report entitled "Making Government Work: Fulfilling the Mandate for Change" (H. Rept. 104–435);

Report entitled "The FDA Food Additive Review Process: Backlog and Failure To Observe Statutory Deadline" (H. Rept. 104–436);

Report entitled "The Federal Takeover of the Chicago Housing Authority—HUD Needs to Determine Long-Term Implications" (H. Rept. 104–437);

Report entitled "Voices for Change" (H. Rept. 104–438);

S. 1341, to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, Arizona (H. Rept. 104–439, Part 1);

H.R. 497, to create the National Gambling Impact and Policy Commission, amended (H. Rept. 104–440, Part 1);

H. Res. 322, providing for consideration of H. Res. 299, to amend the Rules of the House of Representatives regarding outside earned income (H. Rept. 104–441); and

H. Res. 323, providing for the consideration of H.R. 2677, to require the Secretary of the Interior to accept from a State donations of services of State employees to reform, in a period of Government budgetary shutdown, otherwise authorized functions in any unit of the National Wildlife Refuge System or the National Park System (H. Rept. 104–442).

Pages 38174, 38182

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Chambliss to act as Speaker pro tempore.

Page 38092

FDR Commission: The Speaker appointed Representatives English and Hinchey to the Franklin Delano Roosevelt Memorial Commission on the part of the House.

Page 38097

Intelligence Authorization: The House agreed to the conference report on H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System—clearing the measure for Senate action.

Page 38099

H. Res. 318, the rule which waived points of order against the conference report, was agreed to earlier by a voice vote.

Page 38097

Welfare Reform: By a recorded vote of 245 ayes to 178 noes, Roll No. 877, the House agreed to the conference report on H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence—clearing the measure for Senate action.

Pages 37915, 38106

Rejected the Rose motion to recommit the conference report to the committee of conference with instructions to the managers on the part of the House to recede from certain House provisions and agree to certain Senate amendments relating to child abuse prevention and treatment, to child care and development block grants, to State maintenance of social security efforts, to SSI disabled children, to family-based and school-based nutrition block grants, to child nutrition programs, and to continued application of current standards under the Medicaid program (rejected by a recorded vote of 192 ayes to 231 noes, Roll No. 876.

Page 38139

A point of order was sustained against the Neal motion to recommit the conference report to the committee of conference with instructions to the managers of the conference on the part of the House to insist that the text of H.R. 1267, to reconnect families to the world of work, make work pay strengthen families, require personal responsibility, and support state flexibility, be substituted for the conference substitute recommended by the committee of conference; and that the title of H.R. 1267 be substituted for the title of the conference substitute recommended by the committee of conference. Agreed to the Shaw motion to table the appeal of the ruling of the Chair sustaining the point of order (agreed to by a yea-and-nay vote of 240 yeas to 182 nays, Roll No. 875).

Page 38138

H. Res. 319, the rule which waived points of order against the conference report, was agreed to earlier by a voice vote.

Page 38106

Recess Authority: By a recorded vote of 224 ayes to 186 noes, Roll No. 879, the House agreed to H. Res. 320, authorizing the Speaker to declare recesses subject to the call of the Chair from December 23, 1995, through December 27, 1995. Earlier, agreed to order the previous question on the resolution (agreed to by yea-and-nay vote of 228 yeas to 179 nays, Roll No. 878).

Page 38141

Agreed to the Pryce amendment in the nature of a substitute that provides that the Speaker may declare recesses subject to the call of the Chair on calendar days Saturday, December 23, 1995 through Wednesday, December 27, 1995; on the calendar days of Thursday, December 28, 1995 through Saturday, December 30, 1995, with the foregoing recesses declared not to be extended beyond December 30, 1995; and that after House has been in session on Saturday, December 30, 1995, the Speaker may declare recesses subject to the call of the Chair on the calendar days of Saturday, December 30, 1995 through Wednesday, January 3, 1996, with the foregoing recess not to be extended beyond 11:55 a.m. on Wednesday, January 3, 1996. **Page 38149**

Meeting Hour: Agreed to meet at 9 a.m. on Friday, December 22. **Page 38153**

Referrals: Three Senate-passed measures were referred to the appropriate House committees. **Page 38181**

Senate Messages: Messages received from the Senate appear on pages 38092, 38153.

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 38138, 38139, 38140, 38150. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:43 p.m.

Committee Meetings

LAND DISPOSAL PROGRAM FLEXIBILITY ACT

Committee on Commerce: Ordered reported amended H.R. 2036, Land Disposal Program Flexibility Act of 1995.

DEPARTMENT OF VETERANS AFFAIRS—MAJOR MEDICAL FACILITY PROJECTS AUTHORIZATION

Committee on Veterans' Affairs: Ordered reported H.R. 2814, to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1996.

NATIONAL PARKS AND WILDLIFE REFUGE SYSTEMS FREEDOM ACT

Committee on Rules: Granted, by a vote of 7 to 3, a closed rule providing for one hour of general debate in the House on H.R. 2677, National Parks and National Wildlife Refuge Systems Freedom Act. The rule provides that the amendment printed in the report of the Committee on Rules shall be considered as adopted. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Young and Representatives Vento, Richardson, and Lincoln.

AMENDING HOUSE RULES REGARDING OUTSIDE INCOME

Committee on Rules: Ordered reported, by a vote of 10 to 0, a resolution providing for consideration in the House of H. Res. 299, to amend the Rules of the House of Representatives regarding outside earned income. It shall be in order, without intervening point of order, to consider a motion to amend printed in the report on the resolution if offered by the chairman of the Committee on Rules. The resolution and the motion to amend shall be debatable for 30 minutes equally divided between the proponent and an opponent. The previous question is ordered on the motion to amend and on the resolution to adoption without intervening motion. Testimony was heard from Representatives Johnson of Connecticut, McDermott, and Cardin.

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Friday, December 22, 1995

Senate

Chamber Action

Routine Proceedings, pages 38318–38470

Measures Introduced: Ten bills and five resolutions were introduced, as follows: S. 1501–1510, S.J. Res. 45, and S. Res. 202–205. **Page 38426**

Measures Reported: Reports were made as follows:

S. 509, to authorize the Secretary of the Interior to enter into an appropriate form of agreement with, the town of Grand Lake, Colorado, authorizing the town to maintain permanently a cemetery in the Rocky Mountain National Park. (S. Rept. No. 104–198)

H.R. 562, to modify the boundaries of Walnut Canyon National Monument in the State of Arizona. (S. Rept. No. 104–199)

H.R. 1296, to provide for the Administration of certain Presidio properties at minimal cost to the Federal taxpayer, with an amendment in the nature of a substitute.

S. 605, to establish a uniform and more efficient Federal process for protecting property owners' rights guaranteed by the fifth amendment, with an amendment in the nature of a substitute. **Page 38426**

Measures Passed:

Further Continuing Appropriations: Senate passed H.J. Res. 134, making further continuing appropriations for the fiscal year 1996, after agreeing to the following amendment proposed thereto: **Page 38371**

Lott (for Hatfield) Amendment No. 3110, in the nature of a substitute. **Page 38380**

Further Continuing Appropriations: Senate passed H.J. Res. 136, making further continuing appropriations for the fiscal year 1996, clearing the measure for the President.

Page 38408

Dayton Health Care Plan: Committee on Finance was discharged from further consideration of H.R. 1878, to extend for 2 years the period of applicability of enrollment mix requirement to certain health maintenance organizations providing services under Dayton Health Care Plan, and the bill was then passed, clearing the measure for the President.

Page 38450

Pension Income State Taxation: Senate passed H.R. 394, to amend title 4 of the United States Code to limit State taxation of certain pension income, clearing the bill for the President.

Page 38451

Mandatory Victim Restitution: Senate passed H.R. 665, to control crime by mandatory victim restitution, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 38451

Warner (for Hatch/Biden) Amendment No. 3112, in the nature of a substitute.

Page 38455

National Marine Fisheries Service Laboratory: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 1358, to require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 38460

Warner (for Pressler/Kerry/Stevens) Amendment No. 3113, in the nature of a substitute.

Page 38460

Parole Commission: Senate passed S. 1507, to provide for the extension of the Parole Commission to oversee cases of prisoners sentenced under the prior law, and to reduce the size of the Parole Commission.

Page 38462

Legal Counsel Representation: Senate agreed to S. Res. 203, to authorize testimony by Senate employee and representation by Senate Legal Counsel.

Page 38462

Legal Counsel Representation: Senate agreed to S. Res. 204, to authorize representation by Senate Legal Counsel.

Page 38462

Legal Counsel Representation: Senate agreed to S. Res. 205, to authorize testimony by Senate employee and representation by Senate Legal Counsel.

Page 38462

Smithsonian Institution Sesquicentennial Commemorative Coin Act: Senate passed H.R. 2627, to require the Secretary of the Treasury to mint coins in commemoration of the sesquicentennial of the founding of the Smithsonian Institution, clearing the measure for the President.

Page 38463

Use of Capitol Rotunda: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 106, permitting the use of the rotunda of the Capitol for a ceremony to commemorate the days of remembrance of victims of the Holocaust, and the resolution was then agreed to.

Page 38463

Essential Federal Employees: Senate passed S. 1508, to assure that all federal employees work and are paid.

Page 38409

Impact Aid Payments: Senate passed S. 1509, to amend the Impact Aid program to provide for a hold-harmless with respect to amounts for payments relating to the Federal acquisition of real property, to permit certain local educational agencies to apply for increased payments for fiscal year 1994 under the Impact Aid program, and to amend the Impact Aid program to make a technical correction with respect to maximum payments for certain heavily impacted local educational agencies.

Page 38464

Veto—Securities Litigation Reform: By 68 yeas to 30 nays, 1 responding present (Vote No. 612), two-thirds of the Senators voting having voted in the affirmative, H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation, upon reconsideration, was passed, the objections of the President notwithstanding.

Pages 38319, 38354

Welfare Reform—Conference Report: By 52 yeas to 47 nays (Vote No. 613), Senate agreed to the conference report on H.R. 4, to enhance support and work opportunities for families with children, reduce welfare dependence, and control welfare spending, clearing the measure for the President.

Page 38327

START II Treaty: Senate began consideration of the Treaty with the Russian Federation on Further Reduction and Limitation of Strategic Offensive Arms (The START II Treaty) (Treaty Doc. No. 103–1), the treaty having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification, agreeing with six conditions and seven declarations proposed thereto, and agreeing to the following amendment:

Pages 38356, 38362, 38381

Lugar/Pell Amendment No. 3111, to add a condition relating to the obligations of the United States while the START II Treaty is pending before the Russian Duma, to add a declaration regarding maintenance of United

States forces at levels permitted by the START Treaty pending Russian ratification of the START II Treaty, to amend the United States declaration regarding substantial further reductions, to add declarations regarding compliance by the Russian Federation with its obligation under the START II Treaty, to add a declaration regarding the submission to the Senate of future agreements or understandings relating to obligations under the START II Treaty as treaties, to add a declaration of the Senate regarding defensive forms of nuclear deterrence, to express the sense of the Senate that the President submit a report to the Congress on the implications of licensing foreign excess ballistic missiles, to add a declaration containing United States commitments to ensure the safety, reliability, and performance of its nuclear forces, and to add a condition on Presidential certification and require a report on National Technical Means.

Page 38397

A unanimous-consent time agreement was reached providing for further consideration of the treaty, with a vote on the resolution of ratification to occur thereon.

Page 38397

Labor/HHS/Education Appropriations, 1996: A unanimous-consent agreement was reached providing for the scheduled cloture vote on a motion to proceed to the consideration of H.R. 2127, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1996, to occur at a time to be determined, but not before Wednesday, January 3, 1996.

Page 38464

Appointments:

National Skill Standards Board: The Chair, on behalf of the President pro tempore, pursuant to P.L. 103–227, appointed the following individual to the National Skill Standards Board: Upon recommendation of the Majority Leader: Raymond J. Robertson, of Virginia, representing organized labor.

Page 38465

U.S. Commission on Civil Rights: The Chair, on behalf of the President pro tempore and upon the recommendation of the Majority Leader, pursuant to Public Law 98–183, as amended by Public Law 101–180, reappointed Russell G. Redenbaugh, of Pennsylvania, to the United States Commission on Civil Rights.

Page 38465

Nominations Confirmed: Senate confirmed the following nominations:

Juan Abran DeHerrera, of Wyoming, to be United States Marshal for the District of Wyoming for the term of four years.

Albert James Dwoskin, of Virginia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 1995.

Kathleen A. McGinty, of Pennsylvania, to be a Member of the Council on Environmental Quality.

Hughey Walker, of South Carolina, to be a Member of the National Council on Disability for a term expiring September 17, 1996.

Charles William Burton, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation for the remainder of the term expiring February 24, 1996.

Tommy Edward Jewell III, of New Mexico, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1995.

Tommy Edward Jewell III, of New Mexico, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Dwight P. Robinson, of Michigan, to be Deputy Secretary of Housing and Urban Development.

Todd J. Campbell, of Tennessee, to be United States District Judge for the Middle District of Tennessee.

George D. Milidrag, of Michigan, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

R. Guy Cole, Jr., of Ohio, to be United States Circuit Judge for the Sixth Circuit.

Barry Ted Moskowitz, of California, to be United States District Judge for the Southern District of California.

Stephen M. Orlofsky, of New Jersey, to be United States District Judge for the District of New Jersey.

Ernest W. DuBester, of New Jersey, to be a Member of the National Mediation Board for a term expiring July 1, 1998.

John R. Tunheim, of Minnesota, to be United States District Judge for the District of Minnesota.

Darcy E. Bradbury, of New York, to be an Assistant Secretary of the Treasury.

Joseph H. Neely, of Mississippi, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term of six years.

Greta Joy Dicus, of Arkansas, to be a Member of the Nuclear Regulatory Commission for the term of five years expiring June 30, 1998.

Eluid Levi Martinez, of New Mexico, to be Commissioner of Reclamation.

Ernest J. Moniz, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

Donald S. Wasserman, of the District of Columbia, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 1, 2000.

Thomas R. Bloom, of Virginia, to be Inspector General, Department of Education.

Elisabeth Griffith, of Virginia, to be a Member of the Board of Trustees of the James Madison Memorial Foundation for the remainder of the term expiring September 27, 1996.

Marc R. Pacheco, of Massachusetts, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring October 3, 2000.

Louise L. Stevenson, of Pennsylvania, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 17, 1999.

Rear Admiral John Carter Albright, National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission.

John David Carlin, of Kansas, to be an Assistant Secretary of Agriculture.

John A. Knubel, of Maryland, to be Chief Financial Officer, Department of Housing and Urban Development.

Phillip A. Singerman, of Pennsylvania, to be an Assistant Secretary of Commerce.

David C. Williams, of Illinois, to be Inspector General, Social Security Administration.

Mel Carnahan, of Missouri, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

Joseph Francis Baca, of New Mexico, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Bruce D. Black, of New Mexico, to be United States District Judge for the District of New Mexico.

D.W. Bransom, Jr., of Texas, to be United States Marshal for the Northern District of Texas for the term of four years.

David Allen Brock, of New Hampshire, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1997.

Chester A. Crocker, of the District of Columbia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Hal C. DeCell III, of Mississippi, to be an Assistant Secretary of Housing and Urban Development.

Susan J. Dlott, of Ohio, to be United States District Judge for the Southern District of Ohio.

Theodore M. Hesburgh, of Indiana, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Max M. Kampelman, of the District of Columbia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Hugh Lawson, of Georgia, to be United States District Judge for the Middle District of Georgia.

Frank Policaro, Jr., of Pennsylvania, to be United States Marshal for the Western District of Pennsylvania for the term of four years.

Eli J. Segal, of Massachusetts, to be a Member of the Board of Directors of the Corporation for National and Community Service for the remainder of the term expiring February 8, 1999.

Kim McLane Wardlaw, of California, to be United States District Judge for the Central District of California.

E. Richard Webber, of Missouri, to be United States District Judge for the Eastern District of Missouri.

Kevin G. Chavers, of Pennsylvania, to be President, Government National Mortgage Association.

Nancy E. McFadden, of California, to be General Counsel of the Department of Transportation.

Seymour Martin Lipset, of Virginia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1999.

Patricia J. Beneke, of Iowa, to be an Assistant Secretary of the Interior.

Gail Clements McDonald, of Maryland, to be Administrator of the Saint Lawrence Seaway Development Corporation for the remainder of the term expiring March 20, 1998.

Robert Nelson Baldwin, of Virginia, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Jeffrey R. Shafer, of New Jersey, to be an Under Secretary of the Treasury.

Melissa T. Skolfield, of Louisiana, to be an Assistant Secretary of Health and Human Services.

David A. Lipton, of Massachusetts, to be a Deputy Under Secretary of the Treasury.

Florence K. Murray, of Rhode Island, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1998.

Jane Bobbitt, of West Virginia, to be an Assistant Secretary of Commerce.

James Charles Riley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2000.

Susan Robinson King, of the District of Columbia, to be an Assistant Secretary of Labor.

Michael V. Dunn, of Iowa, to be an Assistant Secretary of Agriculture.

Michael V. Dunn, of Iowa, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Patricia A. Gaughan, of Ohio, to be United States District Judge for the Northern District of Ohio.

Joan A. Lenard, of Florida, to be United States District Judge for the Southern District of Florida.

Walter Anderson, of New York, to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 2000.

Joseph H. Gale, of Virginia, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

P. Michael Duffy, of South Carolina, to be United States District Judge for the District of South Carolina.

Ralph R. Johnson, of Virginia, to be Ambassador to the Slovak Republic.

Barbara S. Jones, of New York, to be United States District Judge for the Southern District of New York.

Joshua Gotbaum, of New York, to be an Assistant Secretary of the Treasury.

Anne H. Lewis, of Maryland, to be an Assistant Secretary of Labor.

Bernice B. Donald, of Tennessee, to be United States District Judge for the Western District of Tennessee.

C. Lynwood Smith, of Alabama, to be United States District Judge for the Northern District of Alabama.

Routine lists in the Coast Guard, National Oceanic and Atmospheric Administration, Public Health Service.
Page 38465

Nominations Received: Senate received the following nominations:

James A. Beaty, Jr., of North Carolina, to be United States Circuit Judge for the Fourth Circuit.

J. Rich Leonard, of North Carolina, to be United States Circuit Judge for the Fourth Circuit.

Peter Benjamin Edelman, of the District of Columbia, to be an Assistant Secretary of Health and Human Services.

Alvin L. Alm, of Virginia, to be an Assistant Secretary of Energy (Environmental Management).

Edmund A. Sargus, Jr., of Ohio, to be United States District Judge for the Southern District of Ohio.
Page 38467

Messages From the House: **Page 38426**

Measures Placed on Calendar: **Page 38426**

Executive Reports of Committees: **Page 38426**

Statements on Introduced Bills: **Page 38427**

Additional Cosponsors: **Page 38437**

Amendments Submitted: **Page 38439**

Authority for Committees: **Page 38447**

Additional Statements: **Page 38447**

Notice of Proposed Rulemaking: **Page 38469**

Record Votes: Two record votes were taken today. (Total–613)
Pages 38354, 38355

Recess: Senate convened at 10:15 a.m., and recessed at 6:54 p.m., until 11 a.m., on Saturday, December 23, 1995, for a pro forma session.

Committee Meetings

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Eric James Boswell, of California, to be Assistant Secretary of State for Diplomatic Security, Anthony Cecil Eden Quainton, of the District of Columbia, to be Director General of the Foreign Service, Rita D. Hayes, of Maryland, for the rank of Ambassador during her tenure of service as Chief Textile Negotiator, Representatives Roth and Lantos, each to be a U.S. Representative, and Joseph Lane Kirkland, of the District of Columbia, and Jeanne Moutoussamy-Ashe, of New York, each to be a U.S. Alternate Representative, all to the 50th Session of the General Assembly of the United Nations.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 2829–2839; and 6 resolutions, H.J. Res. 136–137 and H. Con. Res. 125–128, were introduced.
Page 38528

Report Filed: One report was filed as follows: H.R. 2814, to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 1996 (H. Rept. 104–443).
Page 28528

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Ewing to act as Speaker pro tempore for today.
Page 28471

Journal: By a yea-and-nay vote of 280 yeas to 78 nays, Roll No. 880, the House approved the Journal of Thursday, December 21.
Page 38475

House Rules: By a recorded vote of 259 ayes to 128 noes, with 2 voting "present", Roll No. 883, House agreed to H. Res. 299, to amend the Rules of the House regarding outside earned income.
Page 38488

Agreed to the Solomon amendment in the nature of a substitute made in order by the rule that bans advances on book royalties, but does not bring book royalties under the cap on outside earned income (agreed to by a yea-and-nay vote of 219 yeas to 174 nays, with 2 voting "present", Roll No. 882).
Page 38488

H. Res. 322, the rule providing for the consideration of the resolution, was agreed to earlier by a yea-and-nay vote of 380 yeas to 11 nays, with 1 voting "present", Roll No. 881.
Page 38488

ICC Elimination: House agreed to the conference report on H.R. 2539, to abolish the Interstate Commerce Commission, to amend title IV of title 49, United States Code, to reform economic regulation of Transportation—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 37, directing the Clerk of the House of Representatives to make technical changes in the enrollment of H.R. 2539—clearing the measure.

Page 38494

Privileges of the House: By a yea-and-nay vote of 214 yeas to 161 nays, Roll No. 884, agreed to the Burton of Indiana motion to table the Taylor of Mississippi appeal of the ruling of the Chair that H. Res. 321, directing that the Committee on Rules report a resolution providing for the consideration of H.R. 2530 (a bill to provide for deficit reduction and achieve a balanced budget by fiscal year 2002), did not constitute a question of the privileges of the House.

Page 38500

Further Continuing Appropriations: The House passed H.J. Res. 136, making further continuing appropriations for the fiscal year 1996.

Page 38503

Rejected the Obey motion to recommit the resolution to the Committee on Appropriations with instructions to report it back forthwith containing an amendment to provide continuing funding for all governmental entities until January 3, 1996 (rejected by a recorded vote of 161 ayes to 200 noes, Roll No. 885).

Page 38509

Agreed to the Livingston amendment (text of the House-passed H.J. Res. 134) which ensures payments during fiscal year 1996 of veterans' benefits in event of lack of appropriations.

Page 38508

Legislative Program: The Majority Leader announced the legislative program for the forthcoming recess period.

Page 38511

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of December 27.

Page 38514

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Morella as Speaker pro tempore to sign enrolled bills and resolutions during the recess period.

Page 38515

Senate Messages: Messages received from the Senate today appear on pages 38494, 38511, 38527.

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 38475, 38487, 38493, 38502, 38511. There were no quorum calls.

Recess: House recessed at 12:03 a.m. on Saturday, December 23, pursuant to the provisions of H. Res. 320, until Wednesday, December 27, 1995.

Committee Meetings

No committee meetings were held.

Saturday, December 23, 1995

Senate

Chamber Action

Routine Proceedings, page 38542

Senate convened at 11:03 a.m., in pro forma session, and adjourned at 11:05 a.m., until 1 p.m., on Wednesday, December 27, 1995.

Page 38542

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, December 27, 1995

Senate

Chamber Action

Routine Proceedings, pages 38543–38544

Nominations Confirmed: Senate confirmed the following nominations:

Eric James Boswell, of California, to be an Assistant Secretary of State.

Anthony Cecil Eden Quainton, of the District of Columbia, to be Director General of the Foreign Service.

Joseph Lane Kirkland, of the District of Columbia, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Jeanne Moutoussamy-Ashe, of New York, to be an Alternate Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Tom Lantos, of California, to be a Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Toby Roth, of Wisconsin, to be a Representative of the United States of America to the Fiftieth Session of the General Assembly of the United Nations.

Page 38544

Recess: Senate convened at 1 p.m., and recessed at 1:12 p.m., until 11 a.m., on Thursday, December 28, 1995, for a pro forma session.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 2840; and 2 resolutions, H. Con. Res. 129, and H. Res. 324 were introduced.

Page 38547

Presidential Message—Bosnia-Herzegovina: Read a message from the President wherein he certifies to Congress that he has determined that the waiver of sanctions imposed on Serbia and Montenegro is necessary to achieve a negotiated settlement of the conflict in Bosnia-Herzegovina that is acceptable to the parties—referred to the Committees on National Security, International Relations, Banking and Financial Services, and Transportation and Infrastructure and ordered printed (H. Doc. 104–153).

Page 38545

Committee Election: House agreed to H. Res. 324, electing Representative Campbell to the Committees on Banking and Financial Services and International Relations.

Page 38545

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Recesses: House reconvened at 5:03 p.m. and recessed at 5:11 p.m.; and reconvened at 12:01 a.m. and recessed at 12:02 a.m. on Thursday, December 28.

Page 38546

Committee Meetings

No committee meetings were held.

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Thursday, December 28, 1995

Senate

Chamber Action

Routine Proceedings, page 38549

Senate convened at 11 a.m., in pro forma session, and adjourned at 11:00:32 a.m., until 12 noon, on Friday, December 29, 1995.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Friday, December 29, 1995

Senate

Chamber Action

Routine Proceedings, pages 38550–38564

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 1511–1513, and S. Res. 206.

Page 38555

Measures Passed:

Tied Aid Credit Program Authorization: Senate passed H.R. 2203, to reauthorize the tied aid credit program of the Export-Import Bank of the United States, and to allow the Export-Import Bank to conduct a demonstration project, clearing the measure for the President.

Page 38560

Federal Trademark Dilution Act: Senate passed H.R. 1295, to amend the Trademark Act of 1946 to make certain revisions relating to the protection of famous marks, clearing the measure for the President.

Page 35861

Minority Committee Appointments: Senate agreed to S. Res. 206, making minority party appointments for the Committee on Veterans' Affairs.

Page 38563

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report on Serbia and Montenegro; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–104).

Page 38554

Transmitting the report on progress concerning emigration laws and policies of the Russian Federation; referred to the Committee on Finance. (PM–105).

Page 38555

Nominations Confirmed: Senate confirmed the following nominations:

Jed S. Rakoff, of New York, to be United States District Judge for the Southern District of New York.

Pages 38561, 38564

Nominations Received: Senate received the following nominations:

Charles William Burton, of Texas, to be a Member of the Board of Directors of the United States Enrichment Corporation for a term expiring February 24, 2001.

Gerald N. Tirozzi, of Connecticut, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Page 38564

Messages From the President: **Page 38554**

Messages From the House: **Page 38555**

Communications: **Page 38555**

Statements on Introduced Bills: **Page 38555**

Additional Statements: **Page 38560**

Recess: Senate convened at 12 noon, and recessed at 8:15 p.m., until 10 a.m., on Saturday, December 30, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 38564.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

EXECUTIVE BRANCH TRAVEL PRACTICES

Committee on Government Reform and Oversight: Subcommittee on Government Management, Information, and Technology held a hearing on the Use of Government Transportation by Executive Branch Officials. Testimony was heard from Representatives Bartlett of Maryland; David B. Buckley, Special Assistant to the Inspector General, Department of Defense; Mark E. Gebicke, Director, Military Operations and Capabilities Issues, National Security and International Affairs Division, GAO; Peter B. Zuidema, Director, Aircraft Management Division, Federal Supply Service, GSA; and a public witness.

Saturday, December 30, 1995

Senate

Chamber Action

Routine Proceedings, pages 38565–38568

Measures Introduced: One bill was introduced, as follows: S. 1514.

Page 38567

Measures Passed:

Military Pay Increase: Senate passed S. 1514, to authorize the obligation and expenditure of appropriated funds for a 2.4 percent increase in pay and allowances and a 5.2 percent increase for basic allowance for quarters for the members of the uniformed services. **Page 38566**

Messages From the House: **Page 38567**

Recess: Senate convened at 10 a.m., and recessed at 6:26 p.m., until 12 noon, on Sunday, December 31, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 38568.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Report Filed: One report was filed as follows: H.R. 2726, to make certain technical corrections in laws relating to Native Americans, amended (H. Rept. 104–444).

Page 38584

Recess: House reconvened at 10:26 a.m. **Page 38569**

Federal Workers: Objection was heard to a unanimous consent request to consider S. 1508, to assure that all Federal employees work and are paid.

Page 38569

Subsequently, agreed to a unanimous consent request that it be in order to consider in the House S. 1508, that the Davis of Virginia amendment that extends the authorities of the Foreign Relations Act and provides for congressional consideration of a Balanced Budget bill be considered as read and adopted, and that S. 1508, as amended, be considered as passed.

Page 38570

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Recess: House recessed at 10:58 a.m. subject to the call of the Chair.

Sunday, December 31, 1995

Senate

Chamber Action

Routine Proceedings, pages 38585–38587

Measures Passed:

Middle East Peace Extension: Senate passed H.R. 2808, to extend authorities under the Middle East Peace Facilitation Act of 1994 until March 31, 1996, clearing the measure for the President.

Page 38585

Adjournment: Senate convened at 12 noon, and adjourned at 1:40 p.m., until 12 noon, on Tuesday, January 2, 1996. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 38587.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

No committee meetings were held.

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Tuesday, January 2, 1996

Senate

Chamber Action

Routine Proceedings, pages 38588–38607

Measures Passed:

Bulgaria Most-Favored-Nation Treatment/Continuing Appropriations Extension: Committee on Finance was discharged from further consideration of H.R. 1643, to authorize the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Bulgaria, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 38602

Dole Amendment No. 3115, to provide for a temporary extension of the Continuing Resolution (P.L. 104–56) through January 12, 1996.

Page 38603

Federal Employees Back to Work Bill: Senate concurred in the amendment of the House to S. 1508, to assure that all Federal employees work and are paid, with the following amendment proposed thereto:

Page 38600

Dole Amendment No. 3114, to strike expedited procedure language.

Page 38601

Deficit Reduction—Agreement: A unanimous-consent agreement was reached that when the Senate receives from the House a bill entitled "A bill to provide for deficit reduction and achieve a balanced federal budget by fiscal year 2002", the bill should be considered under the reconciliation process, if both the Majority and Minority Leaders are in agreement and, once the Senate begins consideration, the bill be deemed a reconciliation bill, and all Congressional Budget Act provisions apply to the bill.

Page 38601

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report on the Loan Guarantees to Israel Program; referred to the Committee on Foreign Relations. (PM–106).

Page 38606

Nominations Confirmed: Senate confirmed the following nominations:

A. Wallace Tashima, of California, to be United States Circuit Judge for the Ninth Circuit.

Sidney R. Thomas, of Montana, to be United States Circuit Judge for the Ninth Circuit.

Norman S. Johnson, of Utah, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 1999.

John Thomas Marten, of Kansas, to be United States District Judge for the District of Kansas.

Pages 38588, 38607, 38606

Messages From the President: **Page 38606**

Additional Cosponsors: **Page 38606**

Amendments Submitted: **Page 38607**

Adjournment: Senate convened at 12 noon, and adjourned at 5:22 p.m., until 11:55 a.m., on Wednesday, January 3, 1996. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 38607.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session. It was in recess subject to the call of the Chair.

Committee Meetings

No Committee meetings were held.

◆ ◆ ◆

Wednesday, January 3, 1996

Senate

Chamber Action

Routine Proceedings, page 38608

Senate met at 11:55 a.m., adjourned at 11:57 a.m., and pursuant to provisions of the Constitution of the United States, adjourned sine die at 12 noon.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 resolution, H. Con. Res. 130 was introduced.

Page 38610

Recess: House reconvened at 11:55 a.m.

Page 38609

Presidential Message—Russian Emigration: Read a message from the President wherein he transmits his semiannual report on the Russian Federation's continued compliance with emigration criteria—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104–154).

Page 38609

Quroum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Sine Die Adjournment: Pursuant to the 20th Amendment to the Constitution, at 11:59 a.m. on Wednesday, January 3, 1996, the Speaker declared the first session of the One Hundred Fourth Congress adjourned sine die.

Page 38610

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4, 1995 through January 3, 1996

	Senate	*House*	*Total*
Days in session	211	167	..
Time in session	1839 hrs., 10′	1525 hrs., 21′	..
Congressional Record:			
Pages of proceedings	..	..	..
Extensions of Remarks	..	..	..
Public bills enacted into law	28	60	88
Private bills enacted into law	..	..	..
Bills in conference	..	..	..
Bills through conference	..	..	..
Measures passed, total	346	483	..
Senate bills	77	34	..
House bills	80	214	..
Senate joint resolutions	7	0	..
House joint resolutions	11	15	..
Senate concurrent resolutions	14	10	..
House concurrent resolutions	18	27	..
Simple resolutions	139	183	..
Measures reported, total	*249	*400	..
Senate bills	166	8	..
House bills	35	236	..
Senate joint resolutions	8	0	..
House joint resolutions	7	7	..
Senate concurrent resolutions	7	0	..
House concurrent resolutions	1	3	..
Simple resolutions	25	146	..
Special reports	16	12	..
Conference reports	0	32	..
Measures pending on calendar	162	50	..
Measures introduced, total	1801	3430	..
Bills	1514	2840	..
Joint resolutions	45	137	..
Concurrent resolutions	36	130	..
Simple resolutions	206	324	..
Quorum calls	3	18	..
Yea-and-nay votes	613	299	..
Recorded votes	..	568	..
Bills vetoed	1	11	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 199 reports has been filed in the Senate; a total of 444 reports has been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4, 1995 through January 3, 1996

Civilian nominations, totaling 461, disposed of as follows:

Confirmed	331
Unconfirmed	119
Withdrawn	10
Returned at Sine Die Adjournment	1

Civilian nominations (FS, PHS, CG, NOAA), totaling 2,005, disposed of as follows:

Confirmed	1,685
Unconfirmed	320

Air Force nominations, totaling 18,521, disposed of as follows:

Confirmed	13,569
Unconfirmed	4,952

Army nominations, totaling 12,345, disposed of as follows:

Confirmed	10,041
Unconfirmed	2,304

Navy nominations, totaling 12,106, disposed of as follows:

Confirmed	12,077
Unconfirmed	21
Returned at Sine Die Adjournment	8

Marine Corps nominations, totaling 2,841, disposed of as follows:

Confirmed	2,832
Unconfirmed	8
Withdrawn	1

Summary

Total nominations received this session	48,279
Total confirmed	40,535
Total unconfirmed	7,724
Total withdrawn	11
Returned at Sine Die Adjournment	9

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FOURTH CONGRESS

This table gives a comprehensive résumé of all legislative business transacted by the Senate and House.

DATA ON LEGISLATIVE ACTIVITY

January 4, 1995 through January 3, 1996

	Senate	*House*	*Total*
Days in session	211	168	..
Time in session	1,839 hrs., 10′	1,525 hrs., 25′	..
Congressional Record:			
Pages of proceedings	19,345	15,658	35,003
Extensions of Remarks	..	2,455	2,455
Public bills enacted into law	28	60	88
Private bills enacted into law	..	..	..
Measures passed, total	346	483	..
Senate bills	77	34	..
House bills	80	214	..
Senate joint resolutions	7	..	..
House joint resolutions	11	15	..
Senate concurrent resolutions	14	10	..
House concurrent resolutions	18	27	..
Simple resolutions	139	183	..
Measures reported, total	*249	*400	..
Senate bills	166	8	..
House bills	35	236	..
Senate joint resolutions	8	..	..
House joint resolutions	7	7	..
Senate concurrent resolutions	7	..	..
House concurrent resolutions	1	3	..
Simple resolutions	25	146	..
Special reports	16	12	..
Conference reports	0	32	..
Measures pending on calendar	162	50	..
Measures introduced, total	1,801	3,430	..
Bills	1,514	2,840	..
Joint resolutions	45	137	..
Concurrent resolutions	36	130	..
Simple resolutions	206	324	..
Quorum calls	3	18	..
Yea-and-nay votes	613	299	..
Recorded votes	..	568	..
Bills vetoed	1	9	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 200 reports have been filed in the Senate; a total of 444 reports have been filed in the House.

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Unconfirmed	320

Air Force nominations, totaling 18,521, disposed of as follows:

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Army nominations, totaling 12,345, disposed of as follows:

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Unconfirmed	2,304

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Returned at Sine Die Adjournment	9

BILLS ENACTED INTO PUBLIC LAW (104TH CONGRESS, 1ST SESSION)

	Law No.
S. 1	104–4
S. 2	104–1
S. 178	104–9
S. 227	104–39
S. 244	104–13
S. 257	104–3
S. 268	104–40
S. 273	104–2
S. 349	104–15
S. 369	104–85
S. 377	104–5
S. 395	104–58
S. 440	104–59
S. 441	104–16
S. 457	104–51
S. 464	104–33
S. 523	104–20
S. 532	104–34
S. 790	104–66
S. 895	104–36
S. 962	104–17
S. 965	104–86
S. 1060	104–65
S. 1111	104–41
S. 1254	104–38
S. 1322	104–45
S. 1328	104–60
S. 1465	104–72
H.R. 325	104–70
H.R. 395	104–75
H.R. 402	104–42
H.R. 421	104–10
H.R. 436	104–55
H.R. 483	104–18
H.R. 517	104–11
H.R. 535	104–23
H.R. 584	104–24
H.R. 614	104–25
H.R. 660	104–76
H.R. 716	104–43
H.R. 831	104–7
H.R. 889	104–6
H.R. 965	104–77
H.R. 1026	104–44
H.R. 1058	104–67
H.R. 1103	104–48
H.R. 1225	104–26
H.R. 1240	104–71
H.R. 1253	104–78
H.R. 1345	104–8
H.R. 1380	104–12
H.R. 1421	104–14
H.R. 1715	104–49
H.R. 1747	104–73
H.R. 1817	104–32
H.R. 1878	104–87
H.R. 1905	104–46
H.R. 1944	104–19
H.R. 1976	104–37
H.R. 2002	104–50
H.R. 2017	104–21
H.R. 2020	104–52
H.R. 2077	104–27
H.R. 2108	104–28
H.R. 2126	104–61
H.R. 2161	104–22
H.R. 2204	104–64
H.R. 2288	104–35
H.R. 2336	104–74
H.R. 2394	104–57
H.R. 2399	104–29
H.R. 2404	104–30
H.R. 2481	104–68
H.R. 2492	104–53
H.R. 2519	104–62
H.R. 2525	104–63
H.R. 2527	104–79
H.R. 2539	104–88
H.R. 2547	104–80
H.R. 2589	104–47
H.J. Res. 69	104–81
H.J. Res. 108	104–31
H.J. Res. 110	104–82
H.J. Res. 111	104–83
H.J. Res. 112	104–84
H.J. Res. 122	104–56
H.J. Res. 123	104–54
H.J. Res. 136	104–69

BILLS VETOED

H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995. Vetoed June 7, 1995.

S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina. Vetoed Aug. 11, 1995.

H.R. 1854, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1996. Vetoed Oct. 3, 1995.

H.R. 2586, to provide for a temporary increase in the public debt limit. Vetoed Nov. 13, 1995.

H.J. Res. 115, making further continuing appropriations for the fiscal year 1996. Vetoed Nov. 13, 1995.

H.R. 2491, to provide for reconciliation pursuant to section 105 of the concurrent resolution on the budget for fiscal year 1996. Vetoed Dec. 6, 1995.

H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996. Vetoed Dec. 18, 1995.

H.R. 2099, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996. Vetoed Dec. 18, 1995.

H.R. 2076, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996. Vetoed Dec. 19, 1995.

H.R. 1058, to reform Federal securities litigation. Vetoed Dec. 19, 1995.

HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(104th Cong., 1st Sess.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
Congressional Accountability Act of 1995	S. 2 (H.R. 1)	Jan. 4	EEO HO GRO R Jud	....	....	....	....	....	1350	1076	Jan. 17	Jan. 11	Jan. 23	1
To amend section 61h–6, of title 2, United States Code.	S. 273	Jan. 24	....	....	....	....	....	....	2674	2156	Jan. 27	Jan. 24	Feb. 9	2
To amend the charter of the Veterans of Foreign Wars to make eligible for membership those veterans that have served within the territorial limits of South Korea.	S. 257	Jan. 20	Jud	Jud	....	....	....	....	6260	4521	Feb. 28	Feb. 10	Mar. 7	3
Unfunded Mandates Reform Act of 1995	S. 1 (H.R. 5)	Jan. 4	GRO R Bud Jud	Bud GA	Jan. 13 Jan. 13	Jan. 9 Jan. 9	1	1	3258	2751	Feb. 1	Jan. 27	Mar. 22	4
To amend a provision of part A of title IX of the Elementary and Secondary Education Act of 1965, relating to Indian education, to provide a technical amendment.	S. 377	Feb. 9	....	IA	....	....	....	....	7813	5164	Mar. 14	Feb. 16	Mar. 23	5
Emergency Supplemental Appropriations and Rescissions for the Department of Defense to Preserve and Enhance Military Readiness Act of 1995.	H.R. 889	Feb. 10	App	App	Feb. 10	Mar. 2	29	12	5462	8224	Feb. 22	Mar. 16	Apr. 10	6
To amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission.	H.R. 831	Feb. 6	WM	Fin	Feb. 14	Mar. 20	32	16	5318	9217	Feb. 21	Mar. 24	Apr. 11	7
District of Columbia Financial Responsibility and Management Assistance Act of 1995.	H.R. 1345	Mar. 29	GRO	....	Mar. 30	....	96	....	10140	10984	Apr. 3	Apr. 6	Apr. 17	8
CFTC Reauthorization Act of 1995	S. 178 (H.R. 618)	Jan. 9	Agr	ANF	Apr. 6	Feb. 3	104	7	10699	4425	Apr. 6	Feb. 10	Apr. 21	9
To amend the Alaska Native Claims Settlement Act to provide for the purchase of common stock of Cook Inlet Region.	H.R. 421	Jan. 4	Res	....	Feb. 21	....	40	....	7792	11242	Mar. 14	Apr. 25	May 18	10
Chacoan Outliers Protection Act of 1995	H.R. 517	Jan. 13	Res	....	Feb. 28	....	56	....	7812	11369	Mar. 14	Apr. 27	May 18	11
Truth in Lending Class Action Relief Act of 1995.	H.R. 1380	Apr. 3	BF	....	....	....	....	....	10275	11171	Apr. 4	Apr. 24	May 18	12
Paperwork Reduction Act of 1995	S. 244 (H.R. 830)	Jan. 19	GRO	GA	Feb. 15	Feb. 14	37	8	7540	6994	Mar. 10	Mar. 7	May 22	13
To provide that references in the statutes of the United States to any committee or officer of the House of Representatives the name or jurisdiction of which was changed as part of the reorganization of the House of Representatives at the beginning of the One Hundred Fourth Congress shall be treated as referring to the currently applicable committee or officer of the House of Representatives.	H.R. 1421	Apr. 6	....	....	....	....	....	....	10698	13768	Apr. 6	May 19	June 3	14
To reauthorize appropriations for the Navajo-Hopi Relocation Housing Program.	S. 349	Feb. 2	Res	IA	....	Apr. 6	....	29	15311	11296	June 8	Apr. 26	June 21	15
To reauthorize appropriations for certain programs under the Indian Child Protection and Family Violence Prevention Act.	S. 441	Feb. 16	Res	IA	....	Apr. 18	....	53	15312	11296	June 8	Apr. 26	June 21	16

To extend authorities under the Middle East Peace Facilitation Act of 1994 until August 15, 1995.	S.	962	June 23	....	....	....	....	....	....	17977	17073	June 29	June 23	July 2	17
To amend the Omnibus Budget Reconciliation Act of 1990 to permit medicare select policies to be offered in all States.	H.R.	483	Jan. 11	Com WM	....	Apr. 6 Mar. 15	....	79	....	10714	13212	Apr. 6	May 17	July 7	18
Emergency Supplemental Appropriations for Additional Disaster Assistance, for Anti-terrorism initiatives, for Assistance in the Recovery from the Tragedy that Occurred at Oklahoma City, and Rescissions Act, 1995.	H.R. (S. 617)	1944	June 28	App Bud	App	....	Mar. 24	....	17	17976	18864	June 29	July 21	July 27	19
To amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner.	S.	523	Mar. 9	Res	ENR	June 7	Apr. 3	132	24	18382	11368	July 11	Apr. 27	July 28	20
District of Columbia Emergency Highway Relief Act.	H.R.	2017	July 12	TI GRO	....	July 31	....	217	....	21172	21149	July 31	July 31	Aug. 4	21
To extend authorities under the Middle East Peace Facilitation Act of 1994 until October 1, 1995.	H.R.	2161	Aug. 2	IR	....	....	....	....	....	21677	23368	Aug. 2	Aug. 11	Aug. 14	22
Corning National Fish Hatchery Conveyance Act.	H.R.	535	Jan. 17	Res	EPW	Feb. 15	Aug. 7	34	130	15175	22945	June 7	Aug. 9	Sept. 6	23
To direct the Secretary of the Interior to convey a fish hatchery to the State of Iowa.	H.R.	584	Jan. 19	Res	EPW	Feb. 15	Aug. 7	35	131	15180	22946	June 7	Aug. 9	Sept. 6	24
To direct the Secretary of the Interior to convey to the State of Minnesota the New London National Fish Hatchery production facility.	H.R.	614	Jan. 20	Res	EPW	Feb. 15	Aug. 7	36	132	15181	22946	June 7	Aug. 9	Sept. 6	25
Court Reporter Fair Labor Amendments of 1995.	H.R.	1225	Mar. 14	EEO	....	Aug. 1	....	219	....	21388	22530	Aug. 1	Aug. 5	Sept. 6	26
To designate the United States Post Office building located at 33 College Avenue in Waterville, Maine, as the "George J. Mitchell Post Office Building".	H.R.	2077	July 20	TI GRO	....	....	....	....	....	22085	22946	Aug. 4	Aug. 9	Sept. 6	27
To permit the Washington Convention Center Authority to expend revenues for the operation and maintenance of the existing Washington Convention Center and for preconstruction activities relating to a new convention center in the District of Columbia, to permit a designated authority of the District of Columbia to borrow funds for the preconstruction activities relating to a sports arena in the District of Columbia and to permit certain revenues to be pledged as security for the borrowing of such funds.	H.R.	2108	July 25	GRO	GA	Aug. 2	Aug. 10	227	....	22089	23364	Aug. 4	Aug. 11	Sept. 6	28
To amend the Truth in Lending Act to clarify the intent of such Act and to reduce burdensome regulatory requirements on creditors.	H.R.	2399	Sept. 27	BF	....	....	....	....	....	26576	26898	Sept. 27	Sept. 28	Sept. 30	29
To extend authorities under the Middle East Peace Facilitation Act of 1994 until November 1, 1995.	H.R.	2404	Sept. 27	IR	....	....	....	....	....	26685	27056	Sept. 28	Sept. 29	Sept. 30	30
Making continuing appropriations for the fiscal year 1996.	H.J. Res	108	Sept. 27	App	....	....	....	....	....	26686	27053	Sept. 28	Sept. 29	Sept. 30	31
Military Construction Appropriations Act, 1996.	H.R.	1817	June 13	App	App	June 13	July 19	137	116	16651	19869	June 21	July 21	Oct. 3	32
To make the reporting deadlines for studies conducted in Federal court demonstration districts consistent with the deadlines for pilot districts.	S.	464	Feb. 23	Jud	Jud	July 11	Mar. 16	180	....	25336	9934	Sept. 18	Mar. 30	Oct. 3	33
To clarify the rules governing venue	S.	532	Mar. 10	Jud	Jud	July 11	Mar. 16	181	....	25337	9934	Sept. 18	Mar. 30	Oct. 3	34

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date approved	No. 104–
To amend part D of title IV of the Social Security Act to extend for 2 years the deadline by which States are required to have in effect an automated data processing and information retrieval system for use in the administration of State plans for child and spousal support.	H.R. 2288	Sept. 8	WM	Fin	Sept. 19	Sept. 29	250	....	26572	27221	Sept. 27	Sept. 29	Oct. 12	35
Small Business Lending Enhancement Act of 1995.	S. 895 (H.R. 2150)	June 8	SB	SB	Sept. 6	Aug. 5	239	129	24762	23367	Sept. 12	Aug. 11	Oct. 12	36
Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1996.	H.R. 1976	June 30	App	App	June 30	Sept. 14	172	142	19977	25747	July 21	Sept. 20	Oct. 21	37
To disapprove of amendments to the Federal Sentencing Guidelines relating to lowering of crack sentences and sentences for money laundering and transactions in property derived from unlawful activity.	S. 1254 (H.R. 2259)	Sept. 18	Jud	....	Sept. 29	....	272	....	28379	27203	Oct. 18	Sept. 29	Oct. 30	38
To amend title 17, United States Code, to provide an exclusive right to perform sound recordings publicly by means of digital transmissions.	S. 227 (H.R. 1506)	Jan. 13	Jud	Jud	Oct. 11	Aug. 4	274	128	28145	22793	Oct. 17	Aug. 8	Nov. 1	39
To authorize the collection of fees for expenses for triploid grass carp certification inspections.	S. 268	Jan. 24	Res	EPW	July 17	Apr. 18	189	51	28148	11296	Oct. 17	Apr. 26	Nov. 1	40
To amend title 35, United States Code, with respect to patents on biotechnological processes.	S. 1111 (H.R. 587)	Aug. 2	Jud	Jud	July 11	Sept. 18	178	....	28134	26899	Oct. 17	Sept. 28	Nov. 1	41
To amend the Alaska Native Claims Settlement Act.	H.R. 402	Jan. 4	Res	ENR	Mar. 9	July 24	73	119	7790	21860	Mar. 14	Aug. 3	Nov. 2	42
To amend the Fishermen's Protective Act	H.R. 716 (S. 267)	Jan. 26	Res	CST	Feb. 23	May 26	47	91	10140	18116	Apr. 3	June 30	Nov. 3	43
To designate the United States Post Office building located at 201 East Pikes Peak Avenue in Colorado Springs, Colorado, as the "Winfield Scott Stratton Post Office".	H.R. 1026	Feb. 23	GRO	....	....	....	....	....	28130	29093	Oct. 17	Oct. 24	Nov. 3	44
To provide for the relocation of the United States Embassy in Israel to Jerusalem.	S. 1322	Oct. 13	....	....	....	....	....	....	29155	29036	Oct. 24	Oct. 24	Nov. 8	45
Energy and Water Development Appropriations Act, 1996.	H.R. 1905	June 20	App	App	June 20	July 27	149	120	18632	21308	July 12	Aug. 1	Nov. 13	46
To extend authorities under the Middle East Peace Facilitation Act of 1994 until December 31, 1995.	H.R. 2589	Nov. 7	IR	....	....	....	....	....	31593	32092	Nov. 7	Nov. 9	Nov. 13	47
Perishable Agricultural Commodities Act Amendments of 1995.	H.R. 1103	Mar. 1	Agr	ANF	July 26	....	207	....	20920	31567	July 28	Nov. 7	Nov. 15	48
Respecting the relationship between workers' compensation benefits and the benefits available under the Migrant and Seasonal Agricultural Worker Protection Act.	H.R. 1715	May 25	EEO	....	....	....	....	....	28129	30907	Oct. 17	Oct. 31	Nov. 15	49
Department of Transportation and Related Agencies Appropriations Act, 1996.	H.R. 2002	July 11	App	App	July 11	Aug. 4	177	126	20320	22956	July 25	Aug. 10	Nov. 15	50
To amend the Immigration and Nationality Act to update references in the classification of children for purposes of United States immigration laws.	S. 457	Feb. 22	Jud	Jud	....	June 22	....	....	30727	19147	Oct. 30	July 17	Nov. 15	51
Treasury, Postal Service, and General Government Appropriations Act, 1996.	H.R. 2020	July 12	App	App	July 12	July 27	183	121	19552	22371	July 19	Aug. 5	Nov. 19	52
Legislative Branch Appropriations, 1996	H.R. 2492	Oct. 18	App	....	....	....	....	....	30941	31264	Oct. 31	Nov. 2	Nov. 19	53

Making further continuing appropriations for the fiscal year 1996.	H.J. Res.	123	Nov. 17	App	....	....	....	....	....	33995	24024	Nov. 18	Nov. 19	Nov. 19	54
Edible Oil Regulatory Reform Act	H.R.	436	Jan. 9	Com Agr	....	Sept. 27	....	262	....	27255	31314	Oct. 10	Nov. 2	Nov. 20	55
Making further continuing appropriations for the fiscal year 1996.	H.J. Res.	122	Nov. 15	App HO	....	....	....	....	....	32716	34026	Nov. 16	Nov. 19	Nov. 20	56
Veterans' Compensation Cost-of-Living Adjustment Act of 1995.	H.R.	2394	Sept. 25	VA	VA	Oct. 6	....	273	....	27270	32092	Oct. 10	Nov. 9	Nov. 22	57
To authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil.	S.	395	Feb. 13	....	ENR	....	Apr. 27	....	78	20289	13013	July 25	May 16	Nov. 28	58
To amend title 23, United States Code, to provide for the designation of the National Highway System.	S. (H.R. 2274)	440	Feb. 16	TI	EPW	Sept. 14	May 22	246	86	25896	26970	Sept. 20	June 22	Nov. 28	59
To amend the commencement dates of certain temporary Federal judgeships.	S. (H.R. 2361)	1328	Oct. 17	Jud	....	Nov. 13	....	334	....	34070	29059	Nov. 20	Oct. 24	Nov. 28	60
Department of Defense Appropriations Act, 1996.	H.R. (S. 1087)	2126	July 27	App	App	July 27	July 28	208	124	24091	24193	Sept. 7	Sept. 8	Dec. 1	61
Philanthropy Protection Act of 1995	H.R.	2519	Oct. 24	Com	....	Nov. 10	....	333	....	24732	34981	Nov. 28	Nov. 29	Dec. 8	62
Charitable Gift Annuity Antitrust Relief Act of 1995.	H.R.	2525	Oct. 24	Jud	....	Nov. 14	....	336	....	24735	34981	Nov. 28	Nov. 29	Dec. 8	63
Defense Production Act Amendments of 1995	H.R. (S. 1147)	2204	Aug. 4	BF	....	....	....	....	....	32244	35344	Nov. 13	Dec. 5	Dec. 18	64
To provide for the disclosure of lobbying activities to influence the Federal Government.	S. (H.R. 2564)	1060	July 21	Jud GRO R WM	....	Nov. 14	....	339	....	34820	20195	Nov. 29	July 25	Dec. 19	65
To provide for the modification or elimination of Federal reporting requirements.	S.	790	May 11	GRO	....	Nov. 8	....	327	....	32378	19138	Nov. 14	July 17	Dec. 21	66
To amend the Federal securities laws to curb certain abusive practices in private securities litigation.	H.R. (S. 240)	1058	Feb. 27	Com Jud	BHUA	....	June 19	....	98	7293	17444	Mar. 8	June 28	Dec. 19	67
To designate the Federal Triangle Project under construction at 14th Street and Pennsylvania Avenue, Northwest, in the District of Columbia, as the "Ronald Reagan Building and International Trade Center".	H.R. (S. 1315)	2481	Oct. 13	TI	EPW	Dec. 18	Dec. 19	414	....	37325	37764	Dec. 18	Dec. 20	Dec. 22	68
Making further continuing appropriations for the fiscal year 1996.	H.J. Res.	136	Dec. 22	App	....	....	....	....	....	38527	38408	Dec. 22	Dec. 22	Dec. 22	69
To amend the Clean Air Act to provide for an optional provision for the reduction of work-related vehicle trips and miles travelled in ozone nonattainment areas designated as severe.	H.R.	325	Jan. 4	Com	....	Dec. 6	....	387	....	36172	36930	Dec. 12	Dec. 13	Dec. 23	70
Sex Crimes Against Children Prevention Act of 1995.	H.R.	1240	Mar. 15	Jud	....	Mar. 28	....	90	....	10277	10988	Apr. 4	Apr. 6	Dec. 23	71
To extend au pair programs	S.	1465	Dec. 11	IR	FR	....	Dec. 12	....	....	37322	36936	Dec. 18	Dec. 13	Dec. 23	72
Federally Supported Health Centers Assistance Act of 1995.	H.R.	1747	June 6	Com	....	Dec. 12	....	398	....	36176	37099	Dec. 12	Dec. 14	Dec. 26	73
To amend the Doug Barnard, Jr.—1996 Atlanta Centennial Olympic Games Commemorative Coin Act.	H.R.	2336	Sept. 14	BF	BHUA	....	....	....	....	36361	37100	Dec. 5	Dec. 14	Dec. 26	74
To designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the "Bruce R. Thompson United States Courthouse and Federal Building".	H.R.	395	Jan. 4	TI	....	Nov. 28	....	362	....	35369	37305	Dec. 5	Dec. 18	Dec. 28	75
Housing for Older Persons Act of 1995	H.R.	660	Jan. 24	Jud	Jud	Mar. 28	Nov. 9	91	172	10685	35492	Apr. 6	Dec. 6	Dec. 28	76
To designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the "Romano L. Mazzoli Federal Building".	H.R.	965	Feb. 15	TI	EPW	Nov. 28	Dec. 19	366	....	35389	37782	Dec. 5	Dec. 20	Dec. 28	77

Title	Bill No.	Date intro-duced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 104–	Senate 104–	House	Senate	House	Senate	Date ap-proved	No. 104–
To rename the San Francisco Bay National Wildlife Refuge as the Don Edwards San Francisco Bay National Wildlife Refuge.	H.R. 1253	Mar. 15	Res	EPW	Oct. 24	Dec. 19	290	....	36181	37782	Dec. 12	Dec. 20	Dec. 28	78
To amend the Federal Election Campaign Act of 1971 to improve the electoral process by permitting electronic filing and preservation of Federal Election Commission reports.	H.R. 2527	Oct. 24	HO	RAdm	....	Dec. 14	....	....	32240	37788	Nov. 13	Dec. 20	Dec. 28	79
To designate the United States courthouse located at 800 Market Street in Knoxville, Tennessee, as the "Howard H. Baker, Jr. United States Courthouse".	H.R. 2547 (S. 1388)	Oct. 26	TI	EPW	Dec. 18	Dec. 19	417	....	37326	37781	Dec. 18	Dec. 20	Dec. 28	80
Providing for the reappointment of Homer Alfred Neal as a citizen regent of the Board of Regents of the Smithsonian Institution.	H.J. Res. 69	Feb. 24	HO	RAdm	....	Dec. 14	....	....	31590	37788	Nov. 7	Dec. 20	Dec. 28	81
Providing for the appointment of Howard H. Baker, Jr. as a citizen regent of the Board of Regents of the Smithsonian Institution.	H.J. Res. 110	Sept. 29	HO	RAdm	....	Dec. 14	....	....	31591	37788	Nov. 7	Dec. 20	Dec. 28	82
Providing for the appointment of Anne D'Harnoncourt as a citizen regent of the Board of Regents of the Smithsonian Institution.	H.J. Res. 111	Sept. 29	HO	RAdm	....	Dec. 14	....	....	31591	37788	Nov. 7	Dec. 20	Dec. 28	83
Providing for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the Smithsonian Institution.	H.J. Res. 112	Sept. 29	HO	RAdm	....	Dec. 14	....	....	31593	37788	Nov. 7	Dec. 20	Dec. 28	84
To designate the Federal Courthouse in Decatur, Alabama, as the "Seybourn H. Lynne Federal Courthouse".	S. 369	Feb. 8	TI	EPW	Dec. 18	Aug. 7	419	....	37328	22944	Dec. 18	Aug. 9	Dec. 28	85
To designate the United States Courthouse for the Eastern District of Virginia in Alexandria, Virginia, as the Albert V. Bryan United States Courthouse.	S. 965	June 26	TI	EPW	Dec. 18	Aug. 7	420	....	37330	22945	Dec. 18	Aug. 9	Dec. 28	86
To extend for 4 years the period of applicability of enrollment mix requirement to certain health maintenance organizations providing services under Dayton Area Health Plan.	H.R. 1878	June 16	Com	Fin	....	....	....	....	37329	38450	Dec. 18	Dec. 22	Dec. 29	87
ICC Termination Act of 1995	H.R. 2539 (S. 1396)	Oct. 26	TI	CST	Nov. 6	Nov. 18	311	176	32461	24582	Nov. 14	Nov. 28	Dec. 29	88

TABLE OF COMMITTEE ABBREVIATIONS

Agr .... Agriculture
ANF .... Agriculture, Nutrition, and Forestry
App .... Appropriations
BF .... Banking and Financial Services
BHUA .... Banking, Housing, and Urban Affairs
Bud .... Budget
Com .... Commerce
CST .... Commerce, Science, and Transportation
EEO .... Economic and Educational Opportunities
ENR .... Energy and Natural Resources
EPW ...... Environment and Public Works
Fin .... Finance
FR .... Foreign Relations
GA .... Governmental Affairs
HO .... House Oversight
GRO .... Government Reform and Oversight
IA .... Indian Affairs
IR .... International Relations
Jud .... Judiciary
R .... Rules
RAdm .... Rules and Administration
Res .... Resources
SB .... Small Business
TI .... Transportation and Infrastructure
VA .... Veterans' Affairs
WM .... Ways and Means

NOTE.—The bill in parentheses is a companion measure.